



Daily Activity Planner for Thursday, June 28

Legislative Committees

Joint Medicaid Oversight Committee (Committee Record) (Chr. Huffman, S., 466-7584), Rm. 313, 9 a.m.

- Behavioral Health Redesign Update from Barbara Sears, Director, Ohio Department of Medicaid and Emily Higgins, Chair, OAHF Behavioral Health Subcommittee
- PBM Report from Barbara Sears, Director, Ohio Department of Medicaid Joint Ohio College Affordability Committee (Chr. Wilson, S., 466-9739), Senate Finance Hearing Rm., 10 a.m.
- Overview of strategies for preserving and improving the affordability of a college education in Ohio by the Ohio Association of Community Colleges and the Inter-University Council of Ohio

Joint Education Oversight Committee (Committee Record) (Chr. Manning, G., 466-8150), North Hearing Rm., 11:30 a.m.

- Presentations by Connie Shriver (Coordinator of Career & Academic Readiness Education at the Mid-East Career and Technology Centers), Mary Murphy (Manager of Adult Success Initiatives at Lorain Community College), and Greg Harp (Vice President of Graduation Alliance) on Adult Graduation Pathways
- Presentations by the Ohio Department of Education and the Ohio Department of Job and Family Services on Early Childhood Programs
- Update on progress of other research projects (tentative)

Agency Calendar

Civil Rights Commission, Lobby Mtg. Rm., 1st Fl., 30 E. Broad St., Columbus, 9:30 a.m.

Elections Commission, Rm. East B., 31st Fl., 77 S. High St., Columbus, 10 a.m.

Business Gateway Steering Committee, 30 East Broad Street, Room 2925, Columbus, 1 p.m.

Public Utilities Commission of Ohio, 180 E. Broad St., 11th Fl., Columbus, 1:30 p.m.

Event Planner

Rep. Brian Hill (R-Zanesville) golf outing fundraiser, Eaglesticks Golf Club, 2655 Maysville Pike, Zanesville, 9:30 a.m., (9:30 am registration; 10:30 am shotgun start; 4:30 pm barbeque. Brian D. Hill for State Representative)

Rep. Stephanie Howse (D-Cleveland) & Rep. Janine Boyd (D-Cleveland Hts.) fundraiser, Lake Affect Studios, 1615 East 25th St., Cleveland, 5:30 p.m., (\$500, \$150, \$75, \$35 to Friends of Stephanie Howse, Friends of Janine Boyd)

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Volume #87, Report #124 -- Wednesday, June 27, 2018

Lake Erie, Voting Machine Funding Among Bills Headed To Governor

A busy day of lawmaking Wednesday saw a wide variety of bills sent to Gov. John Kasich's desk, including long-sought funding for new voting equipment and money to fight harmful algal blooms in Lake Erie.

In total, the two chambers sent 19 bills to the governor, including a pair dealing with oversight for charter schools. (*See separate story*)

The voting machine measure (SB 135) appropriates \$114.5 million to buy new equipment. The House had previously passed it, and the Senate voted 31-1 in to concur with a House amendment that updated the fiscal year in the language.

"We've had machines that in many cases are 15 years old," sponsor Sen. Frank LaRose (R-Hudson) said. "Our county boards of elections and folks all throughout Ohio are very excited about the prospect that maybe sometime this winter or next spring there may be a truck showing up with new voting machines."

"It's time that we got this done," Sen. LaRose, the Republican nominee for secretary of state, continued. "This is something we've been talking about for a while."

Rep. Kathleen Clyde (D-Kent), the Democratic nominee for secretary of state, touted the passage in a statement.

"Ohio has been in desperate need of voting system upgrades to meet the elections cybersecurity challenges we face today and to modernize our aging machinery," she said. "I am happy to see our boards of elections finally getting the resources they deserve after years of state budget cuts to local government funds. I was happy to support this bipartisan bill and will continue to ensure our counties are prepared for every elections challenge."

The Lake Erie measure (SB 299) began as a way to identify and financially support projects to combat harmful algal blooms. Among other provisions, it appropriates \$3.5 million in General Revenue Fund dollars to the Department of Agriculture for soil and water conservation districts and \$20 million to the Soil and Water Phosphorus Program.

The measure became a vehicle for spending-related amendments in the House Finance Committee Tuesday, but it collected only a few changes, making it more of a "modest decorated wreath" than a true "Christmas tree bill," as explained Wednesday by sponsoring Sen. Randy Gardner (R-Bowling Green).

Those amendments included \$7.1 million in disaster funding for 18 counties that sustained widespread flooding earlier this year. Other House-added items include \$1 million to boost broadband expansion efforts and \$1.5 million for the National Guard Scholarship. (See Gongwer Ohio Report, June 26, 2018)

It cleared the lower chamber in a unanimous vote after picking up an LSC technical amendment on the floor. The Senate then followed suit, approving the item 29-0.

Rep. Steven Arndt (R-Port Clinton), who sponsored companion legislation in the House, said the measure will go a long way toward reducing algal blooms in Lake Erie.

"This particular bill is really something that is extremely critical," he said.

Sen. Gardner called the bill a "classic example" of legislation in action given its bipartisan nature.

Both chambers accepted a conference report on a measure (SB 188) to toughen penalties for fentanyl traffickers.

The House approved the conference committee report 59-10, with Rep. Nathan Manning (R-N. Ridgeville) calling it a "very small change" in that it shifts the burden of proof to the prosecution to show a defendant knew of a fentanyl-related compound in his or her possession.

In the Senate, the vote was 31-1, with Sen. Michael Skindell (D-Lakewood) the only member opposed.

Sen. Skindell said the proposal doesn't just target traffickers, but also affects drug users. He also voiced concerns with how the state considers an aggregate amount of fentanyl, even if a little bit of fentanyl is mixed with a much greater amount of another drug.

"It not only throws the drug traffickers in jail, it throws the small users in jail," he said.

Sen. LaRose, the measure's sponsor, said the user would need to have reason to know it contained fentanyl to be charged.

"We did what we could to make sure that we truly are ensnaring the traffickers and not the addicts," he said. "We rely on reasonable prosecutors. We rely on reasonable judges and juries to do the work that they do."

A proposal initially designed to eliminate the need for a special election when only one candidate is on the ballot (HB 188) cleared the Senate unanimously but faced more opposition later in the evening when the House voted 67-22 to concur.

The dissent hinged on a provision added earlier in the day that allows some local elected officials to serve on the board of trustees of a convention and visitors' bureau. (See *committee listing*)

Rep. John Becker (R-Union Twp.) said the measure goes against an advisory opinion issued by the attorney general's office.

"The reason for that conflict is quite obvious," he said.

Rep. Dorothy Pelanda (R-Marysville) said if a conflict does exist, the public official can abstain from voting on a matter.

The bill also received opposition from Rep. Tom Brinkman (R-Cincinnati) who said in light of recent event, lawmakers should do all they can to avoid any hint of impropriety.

A measure (SB 66) to provide judges with more discretion in criminal sentencing also cleared both chambers.

Rep. Nathan Manning (R-N. Ridgeville), who ushered the bill through the House Criminal Justice Committee, called the measure a smart on crime bill. He also touted several of the bill's provisions, including one that allows for expanded record sealing.

"This is something that will get people back to work," he said.

Before voting 84-2 to move the bill back to the upper chamber, an amendment offered by Rep. Bill Seitz (R-Cincinnati) was accepted to make it clear that the number of felonies that can be sealed is five with an unlimited number of misdemeanors.

Rep. Jay Edwards (R-Nelsonville) and Rep. Tim Schaffer (R-Lancaster) cast the lone "no" votes.

The Senate voted 29-0 to approve the issue, with Sen. John Eklund (R-Chardon) and Sen. Charleta B. Tavares (D-Columbus) both urging support.

Sen. Eklund specifically pointed out a change that prevents those who have more than five felonies from pursuing the sealing of records. Although it runs somewhat contrary to the Senate's effort, Sen. Eklund said the change such a person would pursue that round "is slim."

"Notwithstanding that, I certainly think the amendments are salutary...and we've come to something that will make Ohio a more just place to live," he said.

Sen. Tavares too said she believes "the integrity and the strength of the legislation remains. We are trying to do what's fair and what's right and we really believe rehabilitation should be taken seriously."

Legislation (HB 318) initially designed to deal with qualification for school resource officers picked up several changes during its journey through the legislature, including having a measure (SB 246) prohibiting expulsion and suspension of young students rolled into it while in the upper chamber.

"Suspending a six-year-old child does absolutely nothing to help them," Rep. Sarah LaTourette (R-Chagrin Falls).

It cleared the lower chamber in a 69-20 vote, with Rep. Ron Hood (R-Ashville) speaking in opposition.

"This did not get vetted in committee the way it properly needed," he said.

A bill to add prongs to the Joint Committee on Agency Rule Review process cleared the House in a 73-19 vote after Rep. Dan Ramos (R-Lorain) raised concerns that the changes could make the body more partisan.

"It is not a committee where partisanship has come in to play," he said.

Other items sent to the governor included legislation to:

- Allow restaurants to let patrons to have dogs on outdoor patios (HB 263).
- Regulate credit and debit card use by political subdivisions and make other changes to how finances are handled by local governments (HB 312).
- Create a six-month pilot program to reduce driver's license reinstatement fees (HB 336).
- Designate roads after first responders and military personnel killed in the line of duty (HB 347).
- Waive the concealed carry license fee for active members of the armed forces and retired and honorably discharged veterans (SB 81).
- Require drivers to move over when passing waste collection vehicles (SB 127).
- Provide a legal safe harbor for companies that enact cybersecurity protections (SB 220).
- Boost the Joint Committee on Agency Rule Review's authority to clamp down on informal rulemaking among executive agencies (SB 221).
- Create more transparency in regional councils of government (SB 239).

- Waive the concealed carry license fee for active members of the armed services and retired and honorably discharged veterans (SB 81).
- Create an enhanced penalty for distracted driving (HB 95).
- Overhaul the law relating to embalmers, crematory operators and cemeteries (HB 168).

Bills On Religion, Pharmacy Benefit Managers Among Dozens Backed By House

Legislation cited as "protecting" the religious beliefs of pastors and students, and a bill to limit charges from pharmacy benefit managers were among the slew of proposals receiving the House's stamp of approval during a marathon session Wednesday.

Also among the 31 measures passed in the first part of the session were a number of Senate bills that now advance to the desk of Gov. John Kasich thanks to Senate concurrence votes later in the day. The chamber also approved a conference committee report on a measure to boost penalties for drug trafficking and possession. (See *separate story*)

Regarding the religion-related legislation, both measures received substantial pushback from Democrats who contend they will open the door for discrimination.

The so-called Pastor Protection Act (HB 36) shields faith leaders, societies and others from civil repercussions should they refuse to solemnize marriage outside their beliefs. The plan picked up a floor amendment from Rep. Bill Seitz (R-Cincinnati) providing that in the event of a conflict between the bill and current public accommodations law, the legislation will take precedent.

Rep. Dan Ramos (D-Lorain) made a motion to lay the amendment on the table, which was turned back by Republicans. Rep. Janine Boyd (D-Cleveland Hts.) also moved to amend the item, but her motion was ruled out of order following the adoption of Rep. Seitz's change.

Sponsor Rep. Nino Vitale (R-Urbana) reiterated his belief the legislation does not target LGBTQ citizens. He painted it as an attempt to relieve the "tension" between contrasting beliefs and assure faith leaders existing protections under the Constitution will remain.

"This is not a sword," Rep. Vitale said. "This is intended to be a shield and protect everyone's rights."

But Rep. Boyd argued the legislation's scope is too broad in that it does not limit its provisions to religious groups or pastors.

"It is in essence saying that proprietors of property or services that rent to the public at large can turn away members of the LGBTQ community," she said, before the chamber endorsed the measure 59-29.

Similarly, the chamber voted 62-20 for a plan (HB 428) from Rep. Sarah LaTourette (R-Chagrin Falls) and Rep. Tim Ginter (R-Salem) that states students should be permitted to conduct religious expression and activities in schools in the same manner students may conduct secular activity or expression.

Rep. Kent Smith (D-Euclid) moved to amend the bill with language he said would label head coverings as permitted religious attire.

Rep. Ginter, however, voiced reservations, saying the change would open up "a pathway that is not the intention of this bill. There is no specificity in this bill toward any religion and that is purposeful." The GOP-dominated chamber as a whole agreed, turning away the proposed tweak 56-32.

Several Democrats spoke against the bill, including Rep. Ramos, who said the legislation is so broad it would permit shirts with messaging stating LGBTQ youth will go to hell or that Jesus is not real, or targeting specific faiths. To that, Rep. Ginter replied the school still has the authority to ban obscene or distracting clothing or activities.

Among other bills, the pharmacy legislation (HB 479) - from Rep. Scott Lipps (R-Franklin) and Rep. Thomas West (D-Canton) - requires patients to be informed of affordable prescription options. And it limits PBMs, health plans or other administrators to charging no more than what an individual would pay for a drug were it purchased without coverage.

"For too long, PBMs have used predatory practices to target consumers and independent pharmacies," Rep. Lipps said. "I am proud Ohio is taking a lead role to end these deceiving practices, while improving transparency and lowering out-of-pocket drug costs."

Added Rep. West: "Today is a happy day here in Ohio because lower prescription drug prices are on their way."

Several pieces of legislation pertained to laws related to sexual activity, including proposals prohibiting sexting by persons under 19 years of age (HB 355) and the nonconsensual dissemination of private sexual images (HB 497) or "revenge porn." Those measures passed unanimously - 85-0 and 81-0 respectively.

So too did legislation (HB 92) requiring an offender who knowingly commits public indecency to be viewed by a minor for the purpose of sexual gratification to register as a Tier 1 sex offender if ordered by a judge (80-0).

Legislation (HB 511) establishing 18 as the age at which a person can marry was also approved with wide support (78-0). The proposal provides an exception for a 17-year-old

with the consent of a juvenile court if the other spouse-to-be is not more than four years older.

"We do not allow minors to vote, to buy cigarettes or alcohol, to rent cars or apartments or to enter into other contracts yet we allow them to (marry) - one of the most important and impactful decisions of their young lives," said Rep. Laura Lanese (R-Grove City), lead cosponsor along with Rep. John Rogers (D-Mentor-on-the-Lake).

Democrats also attempted to amend a plan (HB 502) from Rep. Marlene Anielski (R-Walton Hills) that requires educators to take in-service training on youth suicide prevention every two years. Rep. Catherine Ingram (D-Cincinnati) sought to expand the bill to cover charter schools but the amendment was tabled 44-39 before the bill advanced 82-0.

The chamber also approved legislation:

- Granting civil immunity to medical providers and emergency medical technicians operating after a disaster (HB 7).
- Prohibiting certain terms from appearing in health care contracts between vision care providers and a contracting entity and establishing new disclosure requirements (HB 156).
- Establishing a regional kinship care navigator program (HB 126).
- Licensing home inspectors via the proposed Home Inspector Board (HB 211).
- Designating the month of April as "Respect Your Date Month" and requiring higher education institutions to adopt a policy regarding dating and domestic violence (HB 240). The chamber approved an emergency clause 75-6.
- Including search and rescue dogs and horses in the prohibition against assaulting or harassing a police animal (HB 349).
- Prohibiting consumer credit reporting agencies from charging a fee to freeze a consumer's credit report or to remove or temporarily lift a freeze (HB 386).
- Exempting police body camera and dashboard footage from public record laws under certain circumstances, such as if it depicts the identity of a child or the victim of a sex crime (HB 425).
- Authorizing a nonrefundable insurance company tax credit for contributing capital for transformational mixed use development construction (HB 469).
- Requiring the Department of Agriculture to regulate multi-parcel auctions (HB 480).

- Enacting a myriad of township changes including: increasing the obligations a board of township trustees may authorize its officers to incur, permitting a township to require reimbursement of emergency services levy revenue foregone because of the creation of a tax increment financing incentive district, and more (HB 500).
- Requiring the development and adoption of a new framework for teacher and administrator evaluations (HB 540).
- Permitting county prosecutors to enter into contract with regional airport authorities, port authorities or a regional planning commission as a legal adviser (HB 543).
- Requiring the Public Employees Retirement System Board to grant a full year of service credit to qualified members employed as nonteaching school employees of a county board of development disabilities (HB 572).
- Revising the probate process through various changes including disqualifying a person convicted of involuntary manslaughter from benefiting from the victim's death (HB 595).

Senate Passes Measures Focused On Reducing Regulations

A pair of legislative efforts to rein in regulations cleared the Senate Wednesday, with Republicans saying the proposals would make life easier for businesses.

Democrats said the two measures were arbitrary efforts to reduce agency rules that don't get at the issue of targeting unneeded regulations and could reduce important oversight.

One of the items (SB 293) cleared the Senate Transportation, Commerce and Workforce Committee earlier Wednesday after the panel replaced it with a substitute version to apply the regulation-cutting mandate more broadly across state departments, rather than to individual agencies. (*See committee listing*)

As a result of the changes, the legislation would require departments overall to cut regulations by 30%, sponsor Sen. Bob Peterson (R-Sabina) said. It would also create a website where individuals and businesses can report burdensome regulations to the Joint Committee on Agency Rule Review.

"We need to know how many restrictions we have, we need to systematically review them, and we need to revisit the rules that are unnecessary," Sen. Peterson said.

Majority Republicans tabled an amendment from Sen. Charleta B. Tavares (D-Columbus) that would have eliminated the 30% reduction requirement.

"This amendment calls for them to reduce restrictions without placing the arbitrary requirement," she said. "This amendment calls on state agencies to inventory what regulations exist."

Sen. Peterson said the amendment was unnecessary because JCARR can already grant departments exemptions for certain rules.

Lawmakers can also work to reduce regulations by avoiding situations where legislation leaves the details to be sorted out by agencies, said Sen. Lou Terhar (R-Cincinnati).

"The real issue here is how many things do we and our predecessors punt on and let it go to an agency rather than making a decision," he said.

Sometimes that's appropriate, said Sen. John Eklund (R-Chardon).

"Sometimes it's an acknowledgement or a willingness to acknowledge that there are experts in the administration of the government" with more expertise than lawmakers, he said.

The measure passed along party lines.

The other effort targeting regulations (SB 255) focused on occupational licensing. Sponsor Sen. Rob McColley (R-Napoleon) said it would create a process to review the state's occupational licensing requirements every five years.

"Frankly it's costing Ohioans the ability to earn a living and it's costing Ohioans the opportunity to contribute to our economy," he said of excessive licensing requirements.

Sen. Joe Schiavoni (D-Boardman) said lawmakers should consider issues with occupational licenses and fix them rather than creating a complicated process to routinely review the need for them.

Senate President Larry Obhof (R-Medina) said he thought the government has gotten "too big, too unwieldy."

"Too much of our authority has been usurped or given away over the years by legislators who thought it was easier to punt rulemaking authority," he said.

The measure passed 24-8.

The chamber unanimously passed a measure (SB 119), known as Daniel's Law, intended to ensure patients using naltrexone, a medication-assisted treatment also known as Vivitrol, can get an emergency dose from a pharmacy in certain emergency situations.

"When in a pinch, patients will have access to every pharmacy in the state of Ohio to act as a trampoline back into the system when the system fails," sponsor Sen. Bob Hackett (R-London) said.

Also advancing in the chamber were measures to:

- Provide a definition for an insurance rating agency (SB 273).
- Modify controlled substances laws with the Board of Pharmacy, including placing the list of controlled substances in rule rather than statute (SB 229).
- Urge Congress to support the creation of the Appalachian storage hub (SCR 21).
- Call on Congress to end certain mandates and emphasize the importance of federalism and the 10th Amendment (SCR 23), which passed 25-7.

Bills Amended To Enhance Online School Oversight Head To Governor

The House and Senate on Wednesday approved separate measures that were amended this week to include multiple e-school reforms and sent them to Gov. John Kasich for his signature.

While Rep. Keith Faber (R-Celina) and Rep. Bill Reineke (R-Tiffin) introduced legislation (HB 707) on the topic last week, lawmakers quickly sought alternative pathways to get some of its provisions passed sooner rather than later. The actions by the chambers achieve a goal set Speaker Ryan Smith (R-Bidwell) of pushing forward with legislation aimed at improving the state's online schools ahead of summer recess. (See Gongwer Ohio Report, June 25, 2018)

Sen. Peggy Lehner (R-Kettering), chairwoman of the Senate Education Committee said lawmakers from both chambers came to an agreement ahead of Wednesday's session that certain portions from the measure would be split among a bill (HB 87) under consideration in the Senate and another (SB 216) under consideration in the House.

"You really have to look at these two bills together," she said.

The original intent of HB 87 was to clarify that funding must be returned to local school districts when an audit of a charter school leads to a finding for recovery, while SB216 is an overhaul measure that makes dozens of changes to the state's K-12 education system.

The upper chamber passed HB 87 by a vote of 30-2 with Sen. Joe Schiavoni (D-Boardman) and Sen. Michael Skindell (D-Lakewood) voting in opposition. The House concurred in Senate amendments by a vote of 70-22.

The Senate Education Committee earlier in the day amended HB 87 to create a "safe harbor" for schools that grew by 20% from taking in former Electronic Classroom of Tomorrow students from certain accountability measures, including closure. The House Education & Career Readiness Committee on Tuesday accepted a similar amendment to SB 216 that set the threshold at for the threshold for the safe harbor at 10%. (See Gongwer Ohio Report, June 26, 2018)

Sen. Schiavoni said he cast his vote against the measure because the safe harbor provision could shield poorly performing schools from accountability.

"My concern is that by putting an amendment like this in the bill we might be creating another ECOT," he said.

Sen. Lehner said another amendment passed in the Senate committee clarifies that the safe harbor will not protect schools that would have faced closure before considering the performance of students taken in from the now-shuttered e-school.

"We are not excusing bad performance of any school," she said.

Sen. Lehner said another Senate amendment to HB 87 dealing with e-schools would require the superintendent of public instruction to set guidelines for activity-tracking software to be used by online charter schools.

Another amendment "would remove a significant conflict of interest" regarding the state auditor's office and payments by online schools, she said.

"Currently, amounts payable may be reduced according to policies determined both by the superintendent of public instruction and the auditor of state," she said. "This amendment will change the statute to require the (superintendent) to establish these policies in consultation with the (auditor) instead, so that the auditor is not put in a position to establish policies they may later audit."

Sen. Lehner said other amendments adopted by her committee that are not focused on e-schools would:

- Give school districts an additional year to put a substitute levy on the ballot.
- Clarify that only a superintendent or school board president can sign contracts and other employment documents related to the district's treasurer or his or her family members.
- Allow school districts and other public employers to "collectively contract for health clinic services."

The committee also adopted an amendment Sen. Randy Gardner (R-Bowling Green) said would prohibit the state from requiring local school boards to submit five-year

financial forecast before Nov. 30. The provision mirrors one added to SB 216 in committee Tuesday.

The House passed SB 216 by a vote of 60-32 after accepting two amendments. The Senate concurred in House amendments by a vote of 28-1 with Sen. Edna Brown (D-Toledo) in opposition.

Rep. Andy Brenner's (R-Powell) amendment required a study of school takeovers be sent to the Joint Education Oversight Committee for further review after its completion. The House accepted the amendment by a vote of 62-28.

A floor amendment offered by Rep. Jeff Rezabek (R-Clayton) and accepted by a vote of 61-28 stripped a provision from the law that would have revised the state's standard for what an "excessively absent" student is by excluding excused absences. Under existing law, a student is "excessively absent" when they miss 38 or more hours in a month or 65 or more hours in a year whether the absences were excused or not.

The House Education & Career Readiness Committee on Tuesday reported SB 216 along party lines after accepting several amendments, including one with multiple provisions aimed at e-school reform. The amendment was inspired by HB 707, which in turn took cues from recommendations offered by Auditor Dave Yost.

The amendment would require the superintendent of public instruction to craft recommended definitions for the state to adopt regarding e-school enrollment and participation and create a committee to study the potential of student-performance, among other provisions.

Sen. Lehner said she views the creation of the committee as one of the most important provisions in the two pieces of legislation.

"The study committee is the most important part of that because that's going to (lead to) more substantive long-term reforms than some of the more minor (provisions)," she said.

Rep. Teresa Fedor (D-Toledo) said the online school provisions the committee added to SB 216 need more vetting, but were being rushed into law to provide "political cover" for Republicans in the wake of the closure of the ECOT. After ECOT shut its doors in January, Auditor Yost referred his office's audit of the school for potential prosecution. (See Gongwer Ohio Report, May 10, 2018)

"I'm sorry to say this bill has been hijacked," she said.

She was gavelled out of order by Speaker Smith when she likened ECOT's funding, which is the subject of clawback efforts by the state, to an ATM for Republican campaign committees.

The panel and later the full Senate rejected an amendment offered by Sen. Schiavoni that would have set additional guidelines for e-schools. He said the change would have

required an in-person parent teacher conference to be scheduled if a student doesn't log in for 10 days and the addition of disclaimers on e-school advertisements noting if they were paid for with public money and what grades the school had received from the state, among other changes.

"We have to have additional accountability and transparency," he said.

Sen. Lehner opposed the amendment but said she agreed with Sen. Schiavoni that the state's work on updating standards for online schools is not done.

The Senate also tabled an amendment offered by Sen. Schiavoni that would have extended eased graduation requirements put in place for the class of 2018 for the next two school years. The House Education & Career Readiness Committee rejected an amendment with the same effect offered by Rep. Tavia Galonski (D-Akron) Tuesday.

Before passing SB 216, the House tabled an amendment offered by Rep. Galonski that would have appointed a special investigator in the ECOT case.

Rep. Brenner said he viewed the amendment as premature because ECOT still has an appeal before the Ohio Supreme Court related to purported overpayments the State Board of Education voted to claw back from the school, leading to its closure.

Democrats later ripped majority Republicans for refusing to add additional accountability provisions to the bill, saying it gives a "free pass to Ohio's out-of-control charter schools" and elected officials.

"This is a politically motivated bill to give the same GOP politicians who used ECOT and charter school sponsors to bankroll their campaigns a free pass on taking responsibility for the mess they created," Rep. Galonski said.

Sen. Matt Huffman (R-Lima), SB 216's primary sponsor, said crafting and passing the substantial bill involved a lot of give and take among lawmakers and interested parties.

He listed the House's changes, saying he did not agree with all of them but that the bill retains the goal that superintendents had when they suggested the package to him several months ago - that is, eliminating unnecessary and burdensome regulations.

"This is a product of about 15 months-worth of work with a lot of good things in it," he said.

State Auditor Dave Yost issued a statement Wednesday evening welcoming passage of the measures.

"The legislation approved by the General Assembly today addresses some of the weaknesses my office has pointed out for years that limited the state's ability to demand full accountability from online schools and operators," he said. "While we were not

successful in gaining passage of all reforms we believe are needed, these changes will make a significant difference."

Senate Panel Delays Vote On Energy Standards, Wind Setback Bill

A Senate committee Wednesday held off on a potential vote on controversial legislation to lower the renewable and energy efficiency standards, with lead negotiators telling interested parties they are "very close" to a final product.

The closely-watched measure (HB 114) was scheduled for its eighth hearing before the Senate Energy & Natural Resources and marked for possible amendments and a vote.

But the proposal was ultimately not heard, with Chairman Sen. Troy Balderson (R-Zanesville) and Sen. Bill Beagle (R-Tipp City) instead briefing stakeholders in attendance of their progress on the bill and promising "the bill's not dead."

"It's closer (to passing) than it's been for a while," Chairman Sen. Troy Balderson (R-Zanesville) said in an interview.

The measure began as a House effort to render the standards voluntary and expand the mercantile opt-out. That followed Gov. John Kasich's 2016 veto of a similar, but less far-reaching measure (HB554, 131st General Assembly).

Senators in May then accepted a substitute version that restored the mandatory nature of the standards, although it still lowers the renewable standards to 8.5% by 2022 instead of current law's 12.5% by 2026 and the efficiency standards to 17.2% by 2026 instead of the current 22.2% by 2027. It also loosens wind setback restrictions that advocates accused of stifling the industry - a prospect House leaders have expressed reluctant to accept in the past. (See Gongwer Ohio Report, May 16, 2018)

More changes are likely, as the lawmakers court support within their caucus and among stakeholders. Sen. Beagle said they're still sorting through feedback following the most recent changes - including those related to the mercantile opt-out, the wind setbacks and energy efficiency benchmarks.

"At this point, anytime you amend something everything's kind of tight so if we move a little bit here we need to understand what the ramifications are over there and that's just taking time," Sen. Beagle said. "We want to make sure we get this right. It's been an issue we've been talking about for a long time and it's been in the chamber a while. We'd rather take some time to make sure we get the best bill we can before we send it over to the House."

Sen. Balderson said talks continue with the Kasich administration over the renewable standards proposed by the current bill.

"The administration is aware of our number," he said. "While they are not satisfied with it, we continue to have positive discussions on a number of other areas we can all agree upon."

A Kasich spokesman declined to comment on the pending legislation.

At the same time, both said they haven't gone out of their way to keep their House counterparts in the loop on discussions. Although the legislation in its current form is likely to face a steeper climb in the lower chamber, the senators said their principal concern is mustering up enough support within their own caucus.

"We're really kind of focused on making sure we have enough votes in the Senate," Sen. Beagle said. "We're really focused on getting a product we can get out hopefully on a bipartisan basis and that's tough enough."

Added Sen. Balderson: "Once we have our numbers here that we need in the Senate, then we'll focus on the House. They're aware...so there's no reason for (Sen. Beagle) and I to be sitting down in front of them."

Proposed Regulations Inspired By State Fair Ride Death Get Initial Hearing

Nearly a year removed from a thrill ride breakdown at the Ohio State Fair that killed 18-year-old Tyler Jarrell and injured several others, the House took up legislation to tighten regulation of inspections overseen by the Department of Agriculture.

Sponsored by Rep. John Patterson (D-Jefferson) and Rep. Jim Hughes (R-Columbus), the measure would revise current safety inspection standards, define the qualifications for inspectors, and require owners to maintain current records for all their amusement rides.

Rep. Patterson told members of the House Agriculture & Rural Development Committee that the measure, while inspired by the tragedy, is about looking ahead "to better ensure the safety of Ohioans for years to come by revisiting current legislation to provide a more robust approach to ride safety and inspection."

The sponsors pointed out that while the rides have become more prevalent, diverse and complicated over the years, the number of Ohio inspectors has remained fairly constant.

Rep. Hughes said the bill focuses on ride inspections in two ways.

"First, it expands the Director of Agriculture's rule-making authority regarding amusement ride safety. Specifically, it requires a minimum number of inspectors be assigned to inspect a ride, ensuring that number is reasonable and adequate given the size, complexity, and nature of the ride," he said. "Second, it requires the Director to adopt the standards of the American Society for Testing and Materials, or any other equivalent standards, in whole. Current law does not require the Director to adopt these standards, neither in whole or part."

The measure also addresses the qualifications for newly hired inspectors, Rep. Hughes said. "The bill requires the Director, when employing a new Chief Inspector or an additional amusement ride inspector, to give preference to individuals who are registered professional engineers. If no registered professional engineer seeks employment as an inspector, the Director must give preference to individuals who have been issued a level one or higher inspector certification from the National Association of Amusement Ride Safety Officials."

Those restrictions would be forward-looking and not impact those currently employed as inspectors, he said.

The bill would retain the current law requirement that the ODA director provide necessary training for inspectors to administer and enforce the laws governing amusement ride safety. "Similarly, the bill still allows the director to appoint or contract other persons to perform inspections of amusement rides, provided that they meet the qualifications for inspectors and are not owners, or employees of any amusement ride subject to inspection," Rep. Hughes said.

The record-keeping mandates in the bill would apply to electronic manuals for each amusement ride that is inspected in Ohio, if available, and the ODA director may require the owner to also include "detailed written descriptions or photographs of all maintenance, repairs, and inspections in the record," Mr. Hughes said.

"Finally, HB631 prohibits ride owners from knowingly failing to keep a record or knowingly failing to make records available to the Department or ride inspector, and it imposes a fine of \$100 to \$500 for a violation of the prohibition. While current law requires an owner to keep records and make them available for inspection, it does not establish a specific penalty for failure to do so," he concluded.

Asked about the extent of the potential fines, Rep. Patterson said they could apply to every ride that's out of compliance or it could depend on the circumstances. He said the sponsors wanted to leave some discretion for ODA to develop more specific guidelines under the bill.

"We don't want the money," Rep. Hughes added. "We want them to be safe."

Rep. Kyle Koehler (R-Springfield) questioned whether the provisions would have prevented last year's failure of the Fire Ball ride.

"It definitely would have helped the situation, but what we're trying to do is prevent another occurrence of this in the future," Mr. Patterson said.

The sponsor told Rep. James Hoops (R-Napoleon) that the requirements would apply to all rides operated in the state, including those at county fairs and other events.

Chairman Rep. Brian Hill (R-Zanesville) raised the issue of funding for additional inspection duties and also noted that a review of the incident did not result in any punitive actions against state inspectors.

Rep. Jack Cera (D-Bellaire) said consideration must be given to ODA's budget if the bill is enacted.

Mr. Hughes said there have been communications with the agency regarding the proposals and further meetings with the agency are planned.

ODA spokesman Mark Bruce said the agency typically doesn't comment on pending legislation.

"The department has had discussions about possible ways to strengthen Ohio's already robust amusement ride safety program," he said in an email.

High Court Strikes Down 'Agency Fees' For Public Sector Unions; Kennedy Announces Retirement

Organized labor was dealt a major blow Wednesday by the U.S. Supreme Court.

In a highly anticipated decision, the court in a 5-4 ruling held that non-union workers cannot be forced to pay fees to public sector unions.

Writing for the majority, Justice Samuel Alito found the requirement that non-union employees pay "agency fees" to the collective bargaining unit runs afoul of free speech protections.

"This procedure violates the First Amendment and cannot continue," Justice Alito wrote. "Neither an agency fee nor any other payment to the union may be deducted from a nonmember's wages, nor may any other attempt be made to collect such a payment, unless the employee affirmatively consents to pay. By agreeing to pay, nonmembers are waiving their First Amendment rights, and such a waiver cannot be presumed."

He was joined in his opinion by Chief Justice John Roberts, Justice Clarence Thomas, Justice Neil Gorsuch and Justice Anthony Kennedy, considered the swing vote on the court and who announced his retirement Wednesday.

The decision overturns a 1977 high court ruling that upheld the practice as constitutional.

"We recognize that the loss of payments from nonmembers may cause unions to experience unpleasant transition costs in the short term, and may require unions to make adjustments in order to attract and retain members. But we must weigh these disadvantages against the considerable windfall that unions have received under *Abood* for the past 41 years," Justice Alito wrote.

"It is hard to estimate how many billions of dollars have been taken from nonmembers and transferred to public-sector unions in violation of the First Amendment. Those unconstitutional exactions cannot be allowed to continue indefinitely."

Statements for and against the decision poured in swiftly.

Ohio Republicans were largely silent on the ruling. However, the Buckeye Institute cheered the decision.

"The Supreme Court today in *Janus v. AFSCME* announced its basic rule of human decency and common sense: consent matters - and hardworking public-sector workers can no longer be forced to pay for political speech or other activities without their affirmative consent," President and CEO Robert Alt said in a statement.

The American Legislative Exchange Council also hailed the ruling.

"Today's Janus decision overturns a precedent set 41 years ago. This will allow workers to keep their pay, they will no longer be forced to pay fees that support a union's collective bargaining efforts and administrative work," said Robert Ordway, Director of the Commerce, Insurance and Economic Development Task Force at ALEC.

The court's liberal justices dissented in the decision, with Justice Elena Kagan writing that the majority's holding will lead to "a collective action problem of nightmarish proportions."

Among the repercussions of the decision, she predicted that it will lead to a decline in public sector unionization.

"Everyone - not just those who oppose the union, but also those who back it - has an economic incentive to withhold dues; only altruism or loyalty - as against financial self-interest - can explain why an employee would pay the union for its services," she wrote in a dissent joined by Justice Ruth Bader Ginsburg, Justice Stephen Breyer and Justice Sonia Sotomayor.

She also accused the majority of "weaponizing the First Amendment, in a way that unleashes judges, now and in the future, to intervene in economic and regulatory policy."

Several Democratic lawmakers blasted the decision in statements, as did unions. Jay McDonald, president of the Ohio Fraternal Order of Police, said the group is "confident that our membership understands the value of belonging to the FOP and we will continue to work hard to keep their trust."

Ohio AFL-CIO President Tim Burga said "billionaires and corporate special interests that have manipulated our system of justice have succeeded in getting the highest court in the land to do their bidding."

The Ohio Federation of Teachers and the Ohio Education Association also spoke out. OFT President Melissa Cropper said the decision will lead to greater activism among her members.

"This decision today is a momentary triumph for the wealthy special interests who backed this lawsuit," she said. "But the voices of working people will not go unheard. And unions, such as ours, remain the best way to make sure decision-makers - at work or in the halls of government - are listening."

The Ohio Civil Service Employees Association said the decision "will only further rig the economy in favor of the wealthy and corporate interests."

OAPSE Executive Director Joe Rugola called the decision political.

"Justice Alito even says in his opinion that unions are powerful and get things done for our members," he said. "That's what the anti-union forces are afraid of: that our collective voice on behalf of workers will mean better pay and benefits for working people."

Kennedy Retirement: Justice Kennedy announced his retirement Wednesday, paving the way for Republicans to move the court in a decidedly rightward direction, a fact that was not overlooked by many, including Ohio Right to Life, which predicted the overturning of *Roe v. Wade*.

"Moments like these are why pro-life Americans elected President Donald Trump," President Mike Gonidakis said. "He has the historic opportunity to add a justice who will serve as the fifth pro-life vote on the court. Ohio Right to Life's goal has always been to overturn *Roe v. Wade* and to see the end of abortion, which has killed 60 million American children in the last 45 years."

NARAL Pro-Choice Ohio Executive Director Kellie Copeland expressed concern that the next right-leaning appointee would be in a position to overturn the "constitutional right to access abortion."

"Americans have had their rights stripped away by the US Supreme Court, thanks in part to a stolen seat that should have been filled by President Barack Obama," she said. "Women, union members, and immigrants all were harmed by decisions handed down just this week. We need a court that protects and respects rights, not one that pushes the political agenda of Donald Trump, Mike Pence and their ultra conservative cronies."

U.S. Rep. Bill Johnson (R-Marietta) encouraged his upper chamber colleagues to act quickly on filling the court opening.

"I encourage President Trump to nominate a qualified jurist from the list of potential Supreme Court judges he unveiled during his presidential campaign - someone who will interpret the Constitution as written, rather than legislating from the bench," he said.

"Whoever ends up filling this vacancy will play a major role in the future of the high court."

Justice Kennedy plans to step down at the end of July, and U.S. Senate Majority Leader Mitch McConnell (R-KY) said he plans to hold a vote on a replacement this fall.

The White House in a statement provided no timeline on choosing the justice's successor and instead focused on his service.

"A Californian - like the president who appointed him - Justice Kennedy is a true man of letters," the statement read. "During his tenure on the court, he authored landmark opinions in every significant area of constitutional law, most notably on equal protection under the law, the separation of powers, and the First Amendment's guarantees of freedom of speech and religion."

Chairman: Senate Looking For Balance With Payday Lending Measure

Two weeks in the Senate wasn't enough time to resolve the complex issues surrounding payday lending law revisions, and interested parties will keep talking on a compromise, a key lawmaker guiding the process said Wednesday.

Sen. Scott Oelslager (R-N. Canton) made the comments following a meeting of the Senate Finance Committee, which he chairs. The panel heard some additional testimony before a surprise attempt by the ranking minority member to move it forward.

The chairman previous said he didn't intend to take any amendments or call a vote on the proposal (HB 123) this week, but Sen. Michael Skindell (D-Lakewood) made a motion to report the measure before the meeting could be adjourned.

After committee members were called back from other meetings, majority Republicans voted on party lines to table Sen. Skindell's motion.

Sen. Oelslager said he and many members of the committee are still unsure what direction they would like to see the bill go, whether that entails the way it's written, or with some or all of the recommendations made by Sen. Matt Huffman (R-Lima). (See Gongwer Ohio Report, June 26, 2018)

"We also want to make sure that the interested parties have a chance to keep talking," he said after the meeting. "It's a very complicated issue. We want to make sure there's a balance between the person offering the loan and the person taking out the loan."

Sen. Skindell's move came after Nick Bourke, director of consumer finance for the Pew Charitable Trusts, asked senators to advance the proposal as written.

"I urge this committee to take a vote," he said. "Vote on HB123 as passed by the House. Or make a few sensible amendments to HB123 as we've discussed and vote on that. Even if it fails, we will know where this process stands."

Mr. Bourke, who has testified several times on the measure, told the committee they have three options in front of them: an overhaul of regulations such as HB123, the complete elimination of high-interest lending, and the status quo.

The proposals from Sen. Huffman, he said, would preserve the status quo.

"It is not reform because it does not solve the problems for consumers and it would cost the small number of payday lenders who enjoy the status quo today virtually nothing," he said.

Sen. Oelslager asked if the proposal is worse than the current law for lenders, and Mr. Bourke said it would have no change.

Mr. Bourke also said lawmakers could propose to ban high-interest loans entirely.

Sen. Bill Coley (R-Liberty Twp.) said the 2008 regulation constituted an attempt to ban high-interest loans.

"Ten years ago, when the legislature and then the voters of Ohio dealt with the legislation, that was a ban bill in the state of Ohio," he said. "Is the House-passed version of HB123 a ban bill?"

Mr. Bourke said it's a reform effort and would still allow companies to operate.

"I've spoken with companies that used to operate in Ohio before 2008 that left Ohio because they did not want to operate in a loophole," he said.

The panel also heard from Ashish Gandhi, owner of Cash Plus Silverton, who praised Sen. Huffman's plan.

"I believe that Senator Huffman's plan was very well thought out and mathematically intelligent," he wrote. "He was magically able to give all sides what they were asking for. His plan lowers the APR that critics insisted on. His plan lowers the daily cost of a loan to less than a cheap cup of coffee at a gas station. His plan allows for a plethora of options for both consumers and businesses."

The original version of the legislation is "extreme, poorly written and not workable," he said.

Sen. Huffman's plan is not exactly what the industry would have wanted, but would allow businesses to stay in place, he said.

Prosecutors Praise Beefed Up Parole Monitoring Bill

A bill to revise parole monitoring procedures has the potential to save lives, members of a Senate panel were told Wednesday.

The legislation (SB 202) is named after Reagan Tokes, who was murdered by Brian Golsby shortly after his release from prison.

Lou Tobin, executive director of the Ohio Prosecuting Attorneys Association, said the legislation "will fill the gaps in the way the state manages offenders who are released from prison."

Among the bill's provisions, it would create reentry programs to ensure that those released from prison are not homeless and require restrictions to be placed on those who are on post-release control and fitted with GPS monitoring devices.

It would also require the state to create a database of GPS data that would be available to law enforcement officials when investigating crimes. Another portion of the legislation would focus on ensuring parole officer caseloads are not too large.

"Brian Golsby was released into homelessness and with a GPS monitor that did not establish zones within which he was allowed to move," Mr. Tobin told members of the Senate Government Oversight & Reform Committee. "It was subsequently discovered he committed at least six violent robberies, prior to his encounter with Reagan, all while being 'monitored.' The state must do more to address the circumstances that led to this."

William Parker of the American Court & Drug Testing Services said GPS monitors are essentially useless without guidelines and restrictions.

"GPS technology can do much, much more than simply provide the current location of someone wearing the ankle bracelet. Using easily programmable curfews, inclusion and exclusion zones and daily schedules, the technology can alert us immediately if the defendant is not where they are supposed to be when they are supposed to be there," he said.

"The technology can alert us immediately if the defendant moves into a neighborhood where his or her presence represents a threat to a person or community. It can notify us immediately if the defendant removes the bracelet or fails to charge the bracelet. But, the effective use of this technology requires more than satellites, cellular signals and computer applications."

Phyllis Carlson-Riehm of the ACTION OHIO Coalition For Battered Women also provided written testimony in support of the measure.

"We all know that Ohio's prisons are full to overflowing and the costs are enormous," she wrote. "We all know that prison reforms are long overdue to reduce the number of non-violent inmates and move them into meaningful community corrections programs and rehabilitated lives."

"But at the same time we must not fail to strengthen Ohio laws to hold violent repeat felons responsible for the multiple crimes that they commit and stop the needless human tragedies that are happening to many Ohio families."

Companion legislation (HB 365) - that also deals with indeterminate sentencing - cleared the House earlier this month. (See Gongwer Ohio Report, June 20, 2018)

Senate Releases Session Calendar

The Senate could hold full sessions as many as 14 days during the second half of the year, according to a schedule released by Senate President Larry Obhof (R-Medina) on Wednesday.

The calendar sets if-needed sessions for July 10 and August 22. Three potential session dates are set for September.

Nine possible dates are scheduled for November and December, which would represent the chamber's post-election session.

The House has yet to release its schedule for July through December.

All session dates are available in Gongwer's full legislative schedule, where the meetings can be synced with Outlook calendars.

Governor's Appointments

Opportunities for Ohioans with Disabilities Council: Kimberly S. Monachino of Twinsburg for a term beginning June 27, 2018, and ending June 1, 2019 and Margie Hegg of Upper Arlington for a term beginning June 27, 2018, and ending June 1, 2020.

Supplemental Agency Calendar

Thursday, June 28

Business Gateway Steering Committee, 30 East Broad Street, Room 2925, Columbus, 1 p.m.

Supplemental Event Planner

Friday, August 3

Sen. Sandra Williams (D-Cleveland) fundraiser, FOP Hall, 2249 Payne Ave., Cleveland, 5 p.m., (\$200 (table); \$20 (friend) to Friends of Sandra Williams)

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Click the  after a bill number to create a saved search and email alert for that bill.

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House Activity for Wednesday, June 27, 2018

PASSED

SB 66 ■

CRIMINAL LAWS (Eklund, J., Tavares, C.) To modify criminal sentencing and corrections law by including the promotion of effective rehabilitation as a purpose of felony sentencing, removing the one-year minimum for presumptive fourth or fifth degree felony community control sanctions, modifying sanctions for a violation of a community control condition, modifying the manner of calculating confinement credits, modifying eligibility criteria and procedures for granting pre-trial diversion and intervention in lieu of conviction, making offenders convicted of certain multiple fourth or fifth degree felonies eligible for conviction record sealing, revising procedures for the Adult Parole Authority to grant a final release or terminate post-release control, and modifying the criteria for considering a prison term sanction for a post-release control violation; to extend the State Highway Patrol's authority to enforce criminal laws to also apply to the Northeast Ohio Correctional Center; to modify the penalty for an employer's failure to remit state income taxes withheld from an employee; and to authorize the conveyance of state-owned real estate.

84-2 (Edwards, Schaffer) (Amended)

Gongwer Coverage

SB 81 ■

FIREARMS (Terhar, L.) To waive the concealed carry license fee for active members of the armed forces and retired and honorably discharged veterans, to accept military experience with firearms as proof of competency with firearms regardless of when the applicant for a license acquired the experience, to permit a licensee to renew a concealed handgun license at any time before the expiration of the license, and to require the Attorney General to monitor the number of license fees waived and cap the total amount allowed to be waived at \$1.5 million.

76-6

Gongwer Coverage

SB 127 ■

WASTE COLLECTION VEHICLES (LaRose, F.) To require motor vehicle operators to take certain actions upon approaching a stationary waste collection vehicle collecting refuse on a roadside.

84-0

Gongwer Coverage

SB 216 ■ **SCHOOL REGULATIONS (Huffman, M.)** To enact the "Ohio Public School Deregulation Act" regarding the administration of preschool and primary and secondary education programs, to add the territory of Summit County to the Stark State College District, and to prescribe procedures for appointing the board of trustees of the combined technical college district.
60-32 (Amended)
Gongwer Coverage

SB 220 ■ **CYBERSECURITY (Hackett, B., Bacon, K.)** To provide a legal safe harbor to covered entities that implement a specified cybersecurity program, to allow transactions recorded by blockchain technology under the Uniform Electronic Transactions Act, and to alter the definition of "key employee" under the Casino Gaming Law.
62-21 (Earlier REPORTED-AMENDED)
Gongwer Coverage

SB 221 ■ **AGENCY RULEMAKING (Uecker, J.)** To reform agency rule-making and legislative review thereof.
73-19 (Earlier REPORTED-AMENDED)
Gongwer Coverage

SB 239 ■ **REGIONAL GOVERNMENT COUNCILS (Dolan, M.)** To modify the law concerning regional councils of governments to clarify that a municipal corporation eligible to designate a tourism development district may designate more than one district, to specify that the American Law Institute's approved "Restatement of the Law, Liability Insurance" does not constitute the public policy of Ohio, to designate a portion of U.S. Route 33 in Meigs County as the "Steve Story Memorial Highway," to designate a portion of Interstate Route 270 in Franklin County as the "Officers Anthony Morelli and Eric Joering Memorial Highway," and to designate the portion of U.S. Route 24 in Henry County as the "Henry County Veterans Highway."
88-0
Gongwer Coverage

SB 299 ■ **WATER IMPROVEMENTS (Gardner, R., O'Brien, S.)** To credit additional amounts of the Local Government Fund to fund public safety services in areas that experienced a 30% or more decrease in the taxable value of certain power plants between 2016 and 2017, to phase out the payments

over ten years, to increase the appropriation to the Local Government Fund; to support broadband development; to establish the OhioCorps Pilot Project; and to make appropriations, including appropriations for the protection and preservation of Lake Erie and the National Guard Scholarship Program.

88-0 (Amended)

Gongwer Coverage

HB 7 ■

MEDICAL PROVIDER IMMUNITY (Cupp, R.) To grant qualified civil immunity to certain medical providers and emergency medical technicians who provide emergency medical services as a result of a disaster and through its duration; to provide that certain communications made regarding an unanticipated outcome of medical care, the development or implementation of standards under federal laws, and an insurer's reimbursement policies on health care are inadmissible as evidence in a medical claim; to specify the manner of sending a notice of intent to file a medical claim and provide a procedure for the discovery of other potential claims within a specified period after the filing of a medical claim; to provide civil immunity to certain medical providers regarding the discharge of a patient with a mental condition that threatens the safety of the patient or others; to permit access to peer review committee documents during authorized inspections by the Director of Health while preserving their confidentiality; and to clarify the definition of "medical claim."

71-16

Gongwer Coverage

HB 36 ■

MARRIAGE CEREMONIES (Vitale, N.) To provide that an ordained or licensed minister or religious society is not required to solemnize a marriage and a religious society is not required to allow any building or property of the religious society to be used to host a marriage ceremony if the marriage does not conform to the ordained or licensed minister's or religious society's sincerely held religious beliefs, to provide that an ordained or licensed minister or religious society is not subject to civil or criminal liability for such a denial, and to provide that the state and political subdivisions may not penalize or withhold benefits to an ordained or licensed minister or religious society for such a denial.

59-29 (Amended)

Gongwer Coverage

HB 92 ■

PUBLIC INDECENCY (Schaffer, T.) To require an offender who knowingly commits the offense of public indecency under certain circumstances involving exposure of private parts likely to be viewed by minors and for the

purpose of sexual arousal or gratification to register as a Tier I sex offender/child-victim offender if the judge orders registration.

80-0

Gongwer Coverage

HB 126 ■ **KINSHIP CAREGIVERS (Boyd, J., Rezabek, J.)** To require a region-based kinship care navigator program, and to make an appropriation.

82-0

Gongwer Coverage

HB 156 ■ **VISION CARE INSURANCE (Schuring, K.)** Regarding limitations imposed by health insurers on vision care services.

75-2 (Hambley & Romanchuk)

Gongwer Coverage

HB 211 ■ **HOME INSPECTORS (Hughes, J.)** To require the licensure of home inspectors, to create the Ohio Home Inspector Board to regulate the licensure and performance of home inspectors, and to require realtors who recommend home inspectors to provide a list of home inspectors

74-6

Gongwer Coverage

HB 240 ■ **MONTH DESIGNATION (Barnes, J.)** To enact the "Respect Your Date Act" to designate the month of April as "Respect Your Date Month" and to require each state institution of higher education to adopt a policy regarding dating violence, domestic violence, sexual assault, stalking, and rape on campus and to declare an emergency.

Bill: 77-0; Emergency: 75-6

Gongwer Coverage

HB 349 ■ **POLICE ANIMALS (LaTourette, S.)** To increase the penalty for assaulting a police dog or horse and to include search and rescue dogs and horses in the prohibition against assaulting or harassing a police animal.

69-11

Gongwer Coverage

HB 355 ■ **SEXTING (Hill, B., Rezabek, J.)** To generally prohibit sexting by a person under 19 years of age.

85-0

Gongwer Coverage

HB 386 ■ **CREDIT FREEZES** (Henne, M., Kelly, B.) To modify the fees that a credit reporting agency can charge in relation to a credit report freeze.

82-2

Gongwer Coverage

HB 425 ■ **BODY CAMERAS** (Antani, N., Craig, H.) To provide that specified portions of peace officers' body-worn camera recordings and the infrastructure record of a public school are not public records for purposes of the Public Records Law.

88-0

Gongwer Coverage

HB 428 ■ **STUDENT EXPRESSION** (Ginter, T., LaTourette, S.) Regarding student religious expression and to entitle the act the "Ohio Student Religious Liberties Act of 2018."

62-20

Gongwer Coverage

HB 469 ■ **TAX CREDIT** (Schuring, K., Patton, T.) To authorize a nonrefundable insurance company tax credit for contributions of capital to transformational mixed use development projects.

78-0

Gongwer Coverage

HB 479 ■ **DRUG PRICE INFORMATION** (Lipps, S., West, T.) Regarding pharmacy benefit managers, pharmacists, and the disclosure to patients of drug price information.

75-0

Gongwer Coverage

HB 480 ■ **MULTI-PARCEL AUCTIONS** (Hill, B.) To establish requirements governing multi-parcel auctions.

72-0

Gongwer Coverage

HB 497 ■ **PRIVATE IMAGES** (Rogers, J., Manning, N.) To prohibit the nonconsensual dissemination of private sexual images, to require that certain property involved in the offense be criminally forfeited, and to create certain legal rights and protections of a victim of the offense.

81-0

Gongwer Coverage

HB 500 ■ **TOWNSHIP LAWS** (Carfagna, R.) To make various changes to township law.

81-0

Gongwer Coverage

HB 502 ■ **YOUTH SUICIDE** (Anielski, M.) With regard to educator inservice training on youth suicide awareness and prevention in public schools.

82-0

Gongwer Coverage

HB 511 ■ **MARRIAGE AGE** (Lanese, L., Rogers, J.) To make changes to the laws governing the ages at which persons may marry.

78-0

Gongwer Coverage

HB 540 ■ **TEACHER EVALUATIONS** (Gavarone, T., Manning, N.) With regard to teacher evaluations.

84-0

Gongwer Coverage

HB 543 ■ **COUNTY PROSECUTORS** (Perales, R., Hambley, S.) To allow a county prosecuting attorney to enter into a contract with a regional airport authority, port authority, or regional planning commission to be its legal adviser.

79-0

Gongwer Coverage

HB 572 ■ **RETIREMENT CREDIT** (Scherer, G., Howse, S.) Regarding Public Employees Retirement System service credit for services as a nonteaching school employee of a county board of developmental disabilities.

80-0

Gongwer Coverage

HB 595 ■

PROBATE LAW (Cupp, R., Rezabek, J.) Relative to procedures for a testator to file a declaratory judgment action to declare the validity of a will prior to death and the settlor of a trust to file such an action to declare its validity, exceptions to antilapse provisions in class gifts in wills and trusts, incorporation of a written trust into a will, trusts for a minor, arbitration of trust disputes, the creation of county and multicounty guardianship services boards, the coroner's disposition of person dying of suspicious or unusual death, an application for the release of medical records and medical billing records, and adding involuntary manslaughter not resulting from a felony vehicular homicide offense to the list of offenses excluding an individual from inheriting from a decedent.

78-0

Gongwer Coverage

HOUSE CONCURS IN SENATE AMENDMENTS

HB 18 ■

SPECIAL ELECTIONS (Pelanda, D., Retherford, W.) to eliminate the requirement of holding a special election to fill a vacancy in a party nomination for the office of representative to Congress under certain circumstances; to authorize local elected officers that have levied a hotel lodging excise tax, or a designee of such officers, to simultaneously hold the position of officer or member of the board of trustees of a convention and visitors' bureau without constituting incompatible offices; and to require that, upon request, county auditors, municipal fiscal officers, and their employees must share lodging tax return information with the directors of convention and visitors' bureaus operating in their counties.

67-22

Gongwer Coverage

HB 87 ■

COMMUNITY SCHOOLS (Roegner, K.) Regarding public moneys returned to the state as a result of a finding for recovery issued pursuant to an audit of the enrollment records of a community school, to clarify the time period within which a school district emergency levy or substitute levy may be renewed or replaced, to clarify the responsibilities of a school district treasurer regarding the signing or executing of certain documents, to require the State Board of Education to adopt standards for learning management software for internet- and computer-based community schools, regarding qualification for state payments by internet- or computer-based community schools, regarding joint

From: Rep48
Sent: Wednesday, April 19, 2017 3:21 PM
To: Zielinski, Justin
Subject: FW: SERS COLA Meeting

FYI

From: Randy Weston [mailto:RWeston@oapse.org]
Sent: Wednesday, April 19, 2017 3:04 PM
To: Rep48 <Rep48@ohiohouse.gov>
Subject: SERS COLA Meeting

Hi, this Randy Weston. I'm inquiring on dates to meet with Representative Schuring on the SERS COLA issue that was recently in ORSC. Would any of these days work? All day May 3rd, 8th, 10th or May 9th before 11:00 AM or after 2:00 PM.

Thank you,
Randy Weston

Randy Weston
rweston@oapse.org



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Columbus, Ohio 43229

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From: Rep48
Sent: Thursday, April 20, 2017 2:11 PM
To: 'Randy Weston'
CC: Zielinski, Justin
Subject: RE: SERS COLA Meeting

Randy,

Thank you for emailing.

I will add your request to Representative Schuring's meeting request list.

Best,

Abby

Abby Schafer
Senior Legislative Aide
Office of State Representative Kirk Schuring
Speaker Pro Tempore
77 South High Street, 14th Floor
Columbus, OH 43215
614-752-2438

From: Randy Weston [mailto:RWeston@oapse.org]
Sent: Wednesday, April 19, 2017 3:04 PM
To: Rep48 <Rep48@ohiohouse.gov>
Subject: SERS COLA Meeting

Hi, this Randy Weston. I'm inquiring on dates to meet with Representative Schuring on the SERS COLA issue that was recently in ORSC. Would any of these days work? All day May 3rd, 8th, 10th or May 9th before 11:00 AM or after 2:00 PM.

Thank you,
Randy Weston

Randy Weston

rweston@oapse.org



OAPSE/AFSCME State Office

6805 Oak Creek Drive

Columbus, Ohio 43229

614.890.4770

www.oapse.org

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From: Geig, Elise
Sent: Wednesday, May 24, 2017 5:19 PM
To: Zielinski, Justin
Subject: FW: Protect Your Pension -- Come to a Rally in Columbus on June 7

FYI-on the SERS bill

Best,

Elise Geig

Majority Policy Advisor | Speaker Clifford A. Rosenberger
Ohio House of Representatives | 77 S. High Street, 14th Floor, Columbus, Ohio 43215
Office: 614.644.0380 | Mobile: 614.371.7554
Elise.geig@ohiohouse.gov

From: Laurel Johnson [mailto:LJohnson@ohsers.org]
Sent: Wednesday, May 24, 2017 4:55 PM
To: Geig, Elise <Elise.Geig@ohiohouse.gov>; Bethany Rhodes <Bethany.Rhodes@orsc.org>;
Jeff Bernard <Jeff.Bernard@orsc.org>
Subject: FW: Protect Your Pension -- Come to a Rally in Columbus on June 7

Hi Elise and Bethany – I wanted to send you the OAPSE rally notice for June 7 so you had the details. Please let me know if you have any questions. Many thanks.

Laurel J. Johnson, APR
Senior Government Relations Officer
School Employees Retirement System of Ohio
300 East Broad Street, Suite 100
Columbus, Ohio 43215
(614) 222-5918
ljohnson@ohsers.org

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Begin forwarded message:

From: OAPSE/AFSCME Local 4 <kmalone@oapse.org>
Date: May 23, 2017 at 4:04:13 PM EDT
To: bphillips@zoominternet.net
Subject: Protect Your Pension -- Come to a Rally in Columbus on

June 7

Reply-To: kmalone@oapse.org

Keep the promise.

**PROTECT OUR
PENSIONS!**

OAPSE/AFSCME



**Action Alert: Rally and March for
Retirement Security Set for June 7 in
Columbus**

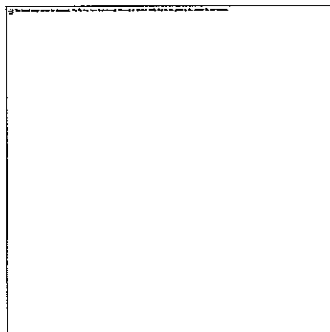
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We plan to finish up by 3 p.m. so you can beat rush hour traffic out of town.

**To help us plan, please RSVP by calling Rob Fantauzzo at the state office on our toll-free number,
1-800-786-2773.**

See you in Columbus on June 7!

STAY CONNECTED:



OAPSE/AFSCME Local 4, 6805 Oak Creek Drive, Columbus, OH 43229

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From: Zielinski, Justin
Sent: Wednesday, May 24, 2017 5:47 PM
To: Geig, Elise
Subject: Re: Protect Your Pension -- Come to a Rally in Columbus on June 7

Thx

On May 24, 2017, at 5:18 PM, Geig, Elise <Elise.Geig@ohiohouse.gov> wrote:

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ljohnson@ohsers.org

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From: OAPSE/AFSCME Local 4

<kmalone@oapse.org**>**

Date: May 23, 2017 at 4:04:13 PM EDT

To: bphillips@zoominternet.net

Subject: Protect Your Pension -- Come to a Rally in
Columbus on June 7

Reply-To: kmalone@oapse.org

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PENSIONS!**

OAPSE/AFSCME



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From: Geig, Elise
Sent: Wednesday, May 24, 2017 5:48 PM
To: Zielinski, Justin
Subject: RE: Protect Your Pension -- Come to a Rally in Columbus on June 7

yep

Best,

Elise Geig

Majority Policy Advisor | Speaker Clifford A. Rosenberger
Ohio House of Representatives | 77 S. High Street, 14th Floor, Columbus, Ohio 43215
Office: 614.644.0380 | Mobile: 614.371.7554
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From: Geig, Elise
Sent: Friday, June 2, 2017 12:55 PM
To: Miller, Brad; Best, Carolyn
CC: Zielinski, Justin; 'statesenator29@gmail.com'
Subject: FW: Protect Your Pension -- Come to a Rally in Columbus on June 7

Here is the info about the advocacy day that the union has planned. We have committee planned for 10 am to hear sponsor and proponent so it looks like that should time well with their schedule.

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Office: 614.644.0380 | Mobile: 614.371.7554

Elise.geig@ohiohouse.gov

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Reply-To: kmalone@oapse.org

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From: Rep48
Sent: Wednesday, June 7, 2017 8:40 AM
To: Zielinski, Justin
Subject: FW: OAPSE Members to March on Statehouse and SERS June 7
Attachments: rally media advisory.docx

FYI

From: Niehaus, Thomas E. [mailto:teniehaus@vorysadvisors.com]
Sent: Tuesday, June 06, 2017 7:12 PM
To: Rep48 <Rep48@ohiohouse.gov>; Rep68 <Rep68@ohiohouse.gov>; Cliff Hite (LIO) <Hite@ohiosenate.gov>
Cc: Jacob, Abe <Abe.Jacob@ohiohouse.gov>; Daniel Lusheck <Daniel.Lusheck@ohiosenate.gov>
Subject: FW: OAPSE Members to March on Statehouse and SERS June 7

FYI. Communication to media from OAPSE. Please see link to video at the bottom on this press release.

Tom

From: Kathy Malone <KMalone@oapse.org>
Date: June 6, 2017 at 1:40:14 PM EDT
To: Kathy Malone <KMalone@oapse.org>
Subject: OAPSE Members to March on Statehouse and SERS June 7

FOR IMMEDIATE
RELEASE
(614) 499-6797

CONTACT: Kathy Malone,

**UNION MEMBERS TO MARCH WEDNESDAY ON OHIO
STATEHOUSE AND SERS TO PROTEST CUTS/FREEZES TO
RETIREE COLAS; OAPSE ACTIVISTS TO TELL LEGISLATORS
AND SERS "NO" ON SB151 AND HB242**

More than 400 active and retired members of the Ohio Association of Public School Employees (OAPSE/AFSCME Local 4, AFL-CIO) from across Ohio will march Wednesday on the Statehouse and then on to the School Employees Retirement System (SERS) to oppose legislation that would impact the cost-of-living adjustments of current and future retirees.

Legislation in both chambers of the legislature would allow SERS to cut and freeze retiree cost-of-living adjustments (COLAs), a move that "unfairly targets long-term public school employees who simply cannot afford reductions in their pensions," said OAPSE State Vice President Lois Carson. Carson has been a secretary in Columbus City Schools for 30 years.

"On average, our members make about \$24,000 per year, and the average monthly retirement benefit is \$1,184. They earned every dime, and they deserve every dime after a lifetime of serving our public school children," Carson said.

For decades, OAPSE has been encouraging SERS to focus on the long-term retirement security of long-term employees to avoid funding shortages in the retirement system.

"We've also been calling for a fully funded public education system in the state. If our priorities were straight, we wouldn't have cut millions of dollars from public education. We would have more workers paying into SERS, and we wouldn't be facing these tough decisions and so-called solutions that penalize our retirees," said OAPSE State President JoAnn Johntony. She is a head custodian in Girard City Schools, where she has worked for more than 40 years.

The House Aging and Long-Term Care Committee will hold its first hearing on HB242 Wednesday at 10 a.m. At 12:45 p.m., members of OAPSE will march from the Sheraton Columbus Hotel to the Statehouse and then to the SERS building at 300 E. Broad Street, where they will deliver postcards opposing the legislation.

Click here for a 1:30-second video about OAPSE's fight for fair pensions.

<https://video214.com/play/XWdu1oYrt2A6Szh4wujeCg/s/dark>

*With more than 35,000 members in 480 locals around the state, the **Ohio Association of Public School Employees** (OAPSE/AFSCME Local 4) is the most powerful voice for the hard-working men and women who serve Ohio's school children, community and technical college students, those in early childhood education programs, children and adults with special needs and those who take advantage of our public libraries and other community services.*

Kathy Malone

kmalone@oapse.org

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receive
communications through this medium, please so advise the sender
immediately.

FOR IMMEDIATE RELEASE

CONTACT: Kathy Malone
(614) 499-6797

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From: Schafer, Abby
Sent: Wednesday, June 7, 2017 10:55 AM
To: Zielinski, Justin
Subject: MR-Draft

Meeting Requests

Samantha Fallucco from Ohio Department of Education emailed on 5/22 to request JKS meet with ODE Superintendent Paolo DeMaria with JKS to discuss graduation requirements. Samantha can be reached at 614-466-3175.

Catherine Scheller from Ohio Jewish Communities emailed on 6/5 to request JKS meet with Howie Beigelman, Executive Director of Ohio Jewish Communities, and Sam Hoenig, Executive Director of the Negev Foundation to discuss _____. Catherine can be reached at 614-463-1835.

Shawn Busken from the Auditor's office called on 5/25 to request JKS meet with him to discuss credit card reform legislation. Shawn can be reached at 613-638-7235.

Gary Daniels, Chief Lobbyist at ACLU of Ohio emailed on 5/5 to request JKS meet with him to discuss HB 64 (Auto Erase). Gary has also contacted Rep. Reece for a meeting. Gary has been given JKS's cell phone number. Gary can be reached at 614-586-1959.

John VanDoorn from the Ohio Association for Justice emailed on 5/11 to request JKS meet with him to discuss HB 172 (Modify law governing access to patient medical records). John can be reached at 614-341-6800. John has been given JKS's cell phone number.

Dan Dodd, Executive Director from Ohio Association of Independent Schools emailed on 6/1 to request JKS meet with him to discuss some budget amendments. Dan can be reached at 740-973-5930. Dan was told to schedule with the Speaker's office.

Randy Westin from OAPSE/AFSCME emailed on 4/19 to request JKS meet with him to discuss SERS COLA issue. Randy can be reached at 614-890-4770.

Michelle Cotterman, RN, Legislative Action Chair for Ohio Advocates for Medical Freedom emailed on 5/9 to request JKS or staff meet with herself to discuss some discriminatory employment practices in the state of Ohio and HB 193 (Prohibit penalizing employee for not getting flu vaccination). Michelle can be reached at 614-327-2386.

Abby Schafer
Senior Legislative Aide
Office of State Representative Kirk Schuring
Speaker Pro Tempore
77 South High Street, 14th Floor
Columbus, OH 43215
614-752-2438

From: Zielinski, Justin
Sent: Wednesday, June 7, 2017 12:15 PM
To: Schafer, Abby
Subject: RE: MR-Draft

Oh yeah baby now we're talkn

From: Schafer, Abby
Sent: Wednesday, June 07, 2017 10:55 AM
To: Zielinski, Justin <Justin.Zielinski@ohiohouse.gov>
Subject: MR-Draft

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John VanDoorn from the Ohio Association for Justice emailed on 5/11 to request JKS meet with him to discuss HB 172 (Modify law governing access to patient medical records). John can be reached at 614-341-6800. John has been given JKS's cell phone number.

Dan Dodd, Executive Director from Ohio Association of Independent Schools emailed on 6/1 to request JKS meet with him to discuss some budget amendments. Dan can be reached at 740-973-5930. Dan was told to schedule with the Speaker's office.

Randy Westin from OAPSE/AFSCME emailed on 4/19 to request JKS meet with him to discuss SERS COLA issue. Randy can be reached at 614-890-4770.

Michelle Cotterman, RN, Legislative Action Chair for Ohio Advocates for Medical Freedom emailed on 5/9 to request JKS or staff meet with herself to discuss some discriminatory employment practices in the state of Ohio and HB 193 (Prohibit penalizing employee for not getting flu vaccination). Michelle can be reached at 614-327-2386.

Abby Schafer
Senior Legislative Aide
Office of State Representative Kirk Schuring
Speaker Pro Tempore
77 South High Street, 14th Floor
Columbus, OH 43215
614-752-2438

From: Max Behlke
Sent: Monday, October 2, 2017 6:01 PM
To: Zielinski, Justin
Subject: NCS Capitol to Capitol: Congress Shifts to Tax Reform

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CapitoltoCapitol

NATIONAL CONFERENCE of STATE LEGISLATURES



Oct. 2, 2017

Congress Shifts to Tax Reform

On Sept. 27, Trump and the "Big Six"— which includes Senate Majority Leader Mitch McConnell (R-Ky.), Speaker Paul Ryan (R-Wis.), Senate Finance Chairman Orrin Hatch (R-Utah), House Ways and Means Chairman Kevin Brady (R-Texas), Treasury Secretary Steven Mnuchin and National Economic Council Director Gary Cohn — released their "unified framework" for overhauling the U.S. tax code. The nine-page document will serve as a starting point for tax writers in both the House and the Senate to hash out the rest of the details.

But before it fleshes out the details of tax reform, Congress will need to pass a budget resolution that includes tax reform instructions so that it can then use budget reconciliation for tax reform. Budget reconciliation is a legislative maneuver that allows the majority in the Senate to bypass the filibuster process, allowing them to pass legislation with 51 votes, instead of the normal 60. The House is expected to vote on its FY 2018 budget on Thursday. In the Senate, the full Budget Committee is expected to mark up its budget plan, which is quite different than the House bill, later this week.

Concerning tax reform, the Senate budget would allow tax writers to add as much as \$1.5 trillion to the deficit over 10 years, but the House budget would not allow a tax plan to add to the deficit. This is just one of several differences that the two chambers will have to reconcile before moving forward on a tax package. Budget aside, the White House is optimistic for a tax plan to move quickly through Congress. "We would hope to be in the Senate in November," Cohn told reporters last week. "And we would hope to have a bill done by this year."

Meanwhile, the administration and GOP leaders will need to package this plan and sell it to the public as tax relief for the middle class and not a windfall for the wealthiest Americans if they want the reform to make it across the finish line. They will also need to secure the necessary votes in the Senate, which is anything but assured given that the slim Republican majority can ill-afford to lose votes of support.

In sum, enacting a tax plan this year might be overly optimistic given the tight congressional calendar and lack of agreement on key policy details. While Republicans are desperate for a win and a legislative victory, tax reform is by no means an easy feat and the process may continue well into 2018.

NCSL Contacts: Max Behlke; Jake Lestock

NCSL Urges Preservation of the SALT Deduction

On Sept. 27, NCSL released the following statement regarding the tax reform framework:

As a central tenet of tax reform is to provide tax relief for the middle class, NCSL is dismayed that the released framework will eliminate a deduction that is vital to middle class taxpayers, the State and Local Tax (SALT) deduction. The SALT deduction has existed in the federal tax code since its inception, which coincidentally was also when the federal tax code was at its simplest, because federal tax writers were cognizant to not tax an individual's income twice.

Eliminating this deduction will lead to higher tax burdens for tens of millions of middle class taxpayers of every political affiliation, an outcome contrary to the stated goal of providing meaningful relief to taxpayers. The elimination of the SALT deduction also impedes the ability of states to invest in infrastructure, fund education, and provide the vital public services that Americans expect from their state and local governments.

Ensuring that the incomes of American workers are not taxed twice hardly counts as a special interest tax break or loophole that needs to be closed. NCSL strongly supports preservation of the SALT deduction and opposes any attempt to harm middle class taxpayers and their communities.

Protect state taxpayers. Protect local decision making. Protect SALT.

NCSL Contacts: Max Behlke; Jake Lestock

DYK? The Coinage Act of 1792 established the U.S. Mint, created the dollar as the nation's standard unit of money, and regulated the country's coinage. Specifically, the law specified that \$10, \$5 and \$2.50 coins (known as eagles, half-eagles and quarter-eagles) were to be made of their face value in gold, while the dollar, half-dollar, quarter-dollar, dime and half-dime coins were to be made of their value in silver. Criminals found that they could make a profit by filing shavings from the sides of gold and silver coins, and selling it. It did not take long for the U.S. Mint to begin adding ridges to the coins' edges, a process called "reeding," to make it impossible to shave them down without the result being obvious. As a side benefit, the reeded edges make counterfeiting more difficult.

SCOTUS Gerrymandering Case Could Reshape American Politics

"There is only one prediction that is entirely safe about the upcoming term, and that is it will be momentous."

- Justice Ruth Bader Ginsburg, Sept. 20, 2017

Today, the Supreme Court of the United States (SCOTUS) returns for what could be one of the most consequential terms of the court in recent memory. In addition to cases on immigration, religious freedom, and privacy already on the docket, it will hear oral arguments in a case about partisan gerrymandering in Wisconsin, where a federal court in November 2016 struck down a legislative map for being too partisan. In *Gill v. Whitford*, a panel of three federal judges ruled that the Wisconsin State Assembly map adopted in 2011 violated the First and 14th Amendments to the Constitution. If the court ultimately rules against the plaintiffs, it could mean that no amount of partisan bias could make electoral districts unconstitutional. But on the flipside, if the court sides with the plaintiffs, it could ultimately lead to drastic changes of electoral maps and how state legislatures draw them.

DYK? On this day in...

- **1996:** President Bill Clinton signed the Electronic Freedom of Information Act Amendments (E-FOIA), which required executive branch agencies to make certain types of records, created on or after Nov. 1, 1996, to be made available electronically. The amendments also required agencies to provide electronic reading rooms for citizens to use and extended the response time to FOIA requests from 10 days to 20 business days.
- **1980:** Pennsylvania Congressman Michael Myers became the first member of either chamber of Congress to be expelled since the Civil War, for his involvement in the Abscam scandal. As part of the public corruption investigation, Myers was videotaped accepting a \$50,000 bribe from undercover FBI Agents.
- **1967:** Thurgood Marshall was sworn in as the first African-American justice of the Supreme Court of the United States.

Senate Releases Bipartisan Autonomous Vehicle Legislation That Pre-empts States

On Sep. 28, Senate Commerce Committee Chairman John Thune (R-S.D.), and Senators Gary Peters (D-Mich.), Roy Blunt (R-Mo.), and Debbie Stabenow (D-Mich.) unveiled legislation regarding autonomous vehicles—the American Vision for Safer Transportation Through Advancement of Revolutionary Technologies (AV START)

Act. The AV START Act is similar to the House passed SELF DRIVE but it also contains several significant differences as well as areas of concerns for states, notably in the areas of pre-emption and safety evaluation reports. The Commerce Committee will consider the legislation at a markup schedule for Oct. 4.

Pre-emption

The Senate committee bill currently includes a pre-emption section identical to that included in the bill passed by the House. Specifically, the language would pre-empt states from regulating the performance of automated driving systems (ADS) as well as any "unreasonable restrictions" concerning registration, licensing, driving education and training, insurance, law enforcement, crash investigations, safety and emissions inspections, congestion management of vehicles on the street within a state or political subdivision of a state, or traffic on the design, construction, or performance of highly automated vehicles or ADS. **NCSL Urges State Legislators to Contact their Congressional Delegations to Voice their Opposition to the Pre-Emption.**

Additionally, the bill would prohibit a state from issuing licenses for a dedicated highly automated vehicle (DHAV), which the bill defines as a level 4 or 5 automated vehicle, in a way that discriminates against those with disabilities.

A full NCSL analysis of the AV START legislation can be read [here](#).

NCSL Contacts: Ben Husch; Kristen Hildreth

A Deeper Dive on Transportation, Energy, Environment and Agriculture Policy

For those looking for a deep dive on federal Transportation, Energy, Environment and Agriculture topics, please check out the September editions of our Natural Resources and Infrastructure Committee's three monthly newsletters:

- Energy & Agriculture Update - latest federal developments influencing agriculture and energy policy
- Environment Update - latest federal developments on environment policy
- Transportation Update - latest federal developments on transportation policy

NCSL Contacts: Ben Husch; Kristen Hildreth

DYK? Russia did not consider beer, or any beverage that contained less than 10 percent alcohol, to be alcoholic until 2011. They previously classified it as a soft drink. The new restrictions were signed off by then

President Dmitry Medvedev as part of an attempt to counter alcohol abuse, which he earlier called a "national calamity."

Supreme Court Will Hear Far-Reaching Union Case

The Supreme Court of the United States agreed on Thursday to hear *Janus v. AFSCME*, a case challenging the legality of union fees that could have serious ramifications for public sector unions. The case revolves around Illinois state employee Mark Janus, who contends the requirement that he pay union fees to the American Federation of State, County, and Municipal Employees (AFSCME) violates his free speech rights. The justices considered this issue once before, when the Court took up *Friedrichs v. California Teachers Association* last year. That case was brought by a California teacher, Rebecca Friedrichs, and resulted in a 4-4 deadlock following the death of Justice Antonin Scalia. Should the justices vote the same way, Neil Gorsuch will be in a position to offer the final tie-breaking vote.

NCSL Contacts: Joan Wodiska, Lucia Bragg

Trump Signs Hurricane Relief Legislation for Schools, Issues Hurricane Relief Guidance

The president signed S. 1866 into law on Friday after the bill passed through Congress last week. The bill offers various forms of support for schools and colleges impacted by the recent hurricanes. Specifically, the law:

- Allows the U.S. Department of Education to waive a requirement that higher education institutions contribute matching funds as part of the Federal Work Study and Supplemental Educational Opportunity Grant programs.
- Redistributes the unused funds in those programs to colleges affected by the hurricanes.
- Provides access for private schools to funds available under the Project School Emergency Response to Violence program.

The law comes on the heels of new non-regulatory hurricane relief guidance, issued by the department on Sept. 22. The guidance identifies areas of federal law that are subject to flexibility and waivers for grantees and program participants impacted by natural disasters. The guidance focuses on support and flexibility options available to schools, state educational agencies, state lead agencies, local educational agencies, local early intervention service programs and providers, State Vocational Rehabilitation agencies, the Department of the Interior's Bureau of Indian Education (BIE)-funded schools, Tribes, and postsecondary institutions with a

focus on the 2017 hurricanes. The department will hold a webinar discussing the details of the guidance on Thursday, Oct. 5 at 2 p.m. ET. Interested participants may register [here](#).

NCSL Contacts: Joan Wodiska, Lucia Bragg

HHS Secretary Pays Price for Travel

On Friday, Health and Human Services Secretary Tom Price resigned for his use of private charter and military jets to travel around the country at taxpayer expense. Don Wright, a longtime U. S. Health and Human Services (HHS) career employee, doctor and public health expert was named acting HHS secretary Friday following Price's resignation. Soon after Price stepped down, Washington began speculating about possible candidates for his replacement, including:

- Scott Gottlieb, the commissioner of the Food and Drug Administration
- Seema Verma, the administrator of the Centers for Medicare and Medicaid Services
- David Shulkin, the secretary of veterans affairs
- Former Louisiana Governor Bobby Jindal
- Florida Governor Rick Scott

NCSL Contact: Haley Nicholson

Also of Note...

Federal Funding for the Children's Health Insurance Program (CHIP), which covers 9 million children, expired on Sept. 30. If Congress does not act, the Kaiser Family Foundation expects 10 states to run out of money for the program by the end of the year, and 21 states will be out of money by March 2018.

NCSL Contact: Haley Nicholson

The National Flood Insurance Program, a federal program that aims to provide affordable flood insurance to property owners, has depleted its borrowing authority after a series of devastating hurricanes over the past several weeks. The Federal Emergency Management Agency (FEMA), which runs the program, notified Congress on Sept. 20 that it borrowed \$5.8 billion from the Treasury to fund losses this year, including those incurred by Hurricanes Harvey and Irma, and "anticipated programmatic activities." The balance of FEMA's remaining borrowing authority is now zero, according to the agency.

NCSL Contact: Ethan Wilson

Read the Sept. 25, 2017, Capitol-to-Capitol.

If you have comments or suggestions, please contact [Max Behlke](#).

[Read More](#)

Capitol to Capitol is a publication of the National Conference of State Legislatures. NCSL is recognized as a formidable lobbying force in Washington, D.C. NCSL works to protect states from unfunded federal mandates and unwarranted federal pre-emption of state authority, and seeks to provide state legislatures the flexibility they need to innovate and be responsive to the unique needs of their residents. NCSL's advocacy is guided by the policy directives and resolutions adopted during NCSL's Legislative Summit.



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7700 East First Place, Denver, CO 80230

From: Max.Behlke@ncsl.org

Sent: Tuesday, February 27, 2018 10:32 AM

To: Zielinski, Justin

Subject: Cap to Cap: This Week: Gun Control and Remembering the Rev. Billy Graham



CapitoltoCapitol

NATIONAL CONFERENCE OF STATE LEGISLATURES



Feb. 27, 2018

In This Issue:

This Week: Gun Control and Remembering the Rev. Billy Graham

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White House Meeting on School Safety

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Congressional Appropriators Race to March 23 Deadline

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

Also of Note...

This Week: Gun Control and Remembering the Rev. Billy Graham

Congress returned yesterday from its Presidents' Day recess, which was dominated by the issue of gun control. Since the Feb. 14 shooting at Stoneman Douglas High School in Parkland, Fla., the nation has been immersed in an intense debate on what to do to prevent future school shootings. However, don't expect Congress to act this week. While the Senate will be in session all week, the House will conclude business today to make way for the remembrance of Rev. Billy Graham, who will become only the fourth private citizen to lie in honor in the Capitol Rotunda on Wednesday and Thursday.

US Supreme Court Hears Arguments in Union Dues Case

Perhaps the most significant debate on Capitol Hill this week will take place yesterday in the U.S. Supreme Court. The decision could not only affect every member of a public sector union but also result in the largest shift in federal education policy in 40 years.

On Monday, the U.S. Supreme Court heard oral argument in Janus v. American Federation of State, County and Municipal Employees (AFSCME) Council 31. Mark Janus, a public-sector employee in Illinois, is challenging the constitutionality of a state statute allowing public sector employers and unions to agree that employees who don't join the union must still pay their "fair share" of collective bargaining costs. Janus argues that

requiring him to pay his "fair share" of union dues is a violation of his First Amendment free speech rights. Janus asserts he should have the choice to join or not join, pay or don't pay.

Since 1977, when the US Supreme Court ruled in Abood v. Detroit Board of Education, public employees subject to fair share agreements have been required to pay for union representation, even if the worker doesn't join the union.

It is estimated that *Janus v. AFSCME* could impact 5.5 million public sector employees. The ruling could alter the relationship between labor and management, nationwide union membership and dues collection. At present, 22 states authorize fair share for public sector employees.

The *Janus* decision may have an outsized impact on public education given that two of the three largest public sector unions in the nation relate to education= 7the National Education Association and the American Federation of Teachers. Employees in education had the highest unionization rate of all sectors, with 37.2 percent being represented by a union.

On Dec. 5, attorneys general in 20 states (Michigan, Alabama, Arizona, Arkansas, Florida, Georgia, Idaho, Indiana, Kansas, Louisiana, Missouri, Nebraska, Nevada, Oklahoma, South Carolina, Tennessee, Texas, Utah, West Virginia, and Wisconsin) filed an amicus curiae brief in support of Janus. On Jan. 19, attorneys general in 20 states (New York, Alaska, Connecticut, Delaware, Hawaii, Iowa, Kentucky, Maine, Maryland, Massachusetts, Minnesota, New Jersey, New Mexico, North Carolina, Oregon, Pennsylvania, Rhode Island, Vermont, Virginia and Washington) and the District of Columbia filed an amicus curiae brief in support of AFSCME.

In 2016, the U.S. Supreme Court considered a similar case Friedrichs v. California Teachers Union. With the death of Justice Antonin Scalia, the Court deadlocked with a 4-4 decision. Justice Gorsuch could be the swing vote to overturn *Abood*. A decision is expected by the end of June.

NCSL Contacts: Jon Jukuri (labor), Joan Wodiska (education)

DYK? Sunday marked the 25th anniversary of the first terror attack on the World Trade Center. The attack, which killed six people and injured more than a thousand others, involved Islamic terrorists who blew up a 1,200 pound bomb in an underground parking garage in an attempt to collapse the twin towers.

White House Meeting on School Safety

In the wake of the Parkland, Fla., school shooting, last week President Donald Trump, Vice President Mike Pence, and Secretary of Education, Betsy DeVos met with more than 40 survivors, teachers and community members to discuss strategies to reduce school violence. In the meeting, the president expressed his support to improve federal background checks on gun purchases, equip school staff with firearms and explore other avenues to improve school safety. The president also issued a [Presidential Memorandum](#) directing the U.S. Department of Justice to "expeditiously as possible, to propose for notice and comment a rule banning all devices that turn legal weapons into machineguns." An official [federal regulatory review](#) of the "bump stock" rule began last fall, following the deadly shooting in Las Vegas, Nev. Over 100,000 comments were received and are being reviewed by the Justice Department.

NCSL Contact: [Joan Wodiska](#)

Supreme Court to Hear Online Sales Tax Case in April

On Friday, the Supreme Court set the argument date for the *South Dakota v. Wayfair* remote sales tax case for Tuesday, April 17. If the court rules in the South Dakota's favor, every state could be granted the authority to require remote businesses to collect and remit sales taxes on transactions made by their state's residents. If South Dakota loses, the long-term viability of the sales tax as a state revenue stream for states may be in jeopardy. For more, visit [NCSL's page](#) that summarizes the case as well as the history of remote sales tax collection issue in the states.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DACA and Immigration Debate Stalls in Senate

Before Congress recessed, and before the re-emergence of the gun control debate, a fierce debate on immigration consumed Capitol Hill. However, lawmakers on Capitol Hill failed to reach a consensus on the issues of immigration reform, border security and the "Dreamers" and there is still no clear path forward for a comprehensive deal. In the Senate, neither of the four immigration-related proposals cleared the 60 vote threshold needed to advance legislation and it is unlikely that any proposal from the House would be entertained by the Senate.

While the president had set March 5 as the deadline for Deferred Action for Childhood Arrivals (DACA) recipients, at which point he would terminate the program, federal district judges in California and New York have delayed that possibility, thus allowing more time for negotiators to work out a deal. On Monday morning, the U.S. Supreme Court denied the administration's request to rule on the legality of DACA in advance of a U.S. Circuit Court decision. In a one sentence denial of the administration's request, the Court stated, "[I]t is assumed that the Court of Appeals will proceed expeditiously to decide this case." The Court of Appeals is expected to rule on the injunction as early as April.

NCSL Contact: Susan Frederick, Lucia Bragg

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NCSL Contact: [Susan Frederick](#), [Lucia Bragg](#)

DYK? Since 1870, when Senator [Hiram Revels](#) of Mississippi and Representative [Joseph Rainey](#) of South Carolina became the first African Americans to serve in Congress, a total of 153 African Americans have served as U.S. Representatives, Delegates, or Senators.

Congressional Appropriators Race to March 23 Deadline

The Bipartisan Budget Act of 2018 included the fifth continuing resolution (CR) for fiscal year (FY) 2018 and set new spending caps on how much the government can spend through FY 2019. Now, lawmakers have just four weeks to craft the 12 annual appropriations bills, or one combined omnibus bill, before March 23 when the government is at risk of another government shutdown. To make things even more complicated, the budget deal also had several informal agreements that were agreed to, but did not give specifics. This includes yearly funding of:

- \$3 billion to "fight against the opioid and mental health crises."
- \$10 billion for infrastructure.
- \$2 billion to "rebuild and improve" veteran's health care.
- \$2 billion for "college affordability."
- \$2.9 billion for the child care development block grant.
- \$1 billion for the National Institutes of Health.

Now, appropriators will have to translate how this funding will look while the party leaders act as chaperones to make sure everybody complies with the deal's stipulations. This also may be the last major legislative vehicle of the year, so you can bet lawmakers are rushing to get their priority bills added to the omnibus. The budget deal reached earlier this month also created a joint committee that is specifically tasked with "advancing reforms to the budget and appropriations process." Last week, House leaders made their selections on who would try to tackle this monstrous task. Speaker Paul Ryan chose Steve Womack (R-Ark.), Rob Woodall (R-Ga.), Jodey Arrington (R-Texas), and Pete Sessions (R-Texas), while Minority Leader Nancy Pelosi chose Nita Lowery (D-N.Y.), Lucille Roybal-Allard (D-Calif.), Derek Kilmer (D-Wash.) and John Yarmuth (D-Ky.). Senate leaders have yet to name their eight members to the reform committee.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DYK? On Feb. 25, 1863, 155 years ago, President Abraham Lincoln signed the National Currency Act (later called the "National Bank Act"), which was the first attempt to establish a central bank following the failures of the First and Second Banks of the United States. The law aim to address the hodge-podge of local banks, local money, and conflicting regulatory standards that existed before the Civil War. The act allowed for the creation of national banks, planned for a national currency, and gave the federal government the ability to sell war bonds and securities.

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

House Financial Services Committee Chair, Jeb Hensarling (R-Texas), appears to be open to negotiations with the Senate on Dodd-Frank rollback measures. Hensarling, who has a steady track record of wanting to wholly dismantle Dodd-Frank, now seems to be open to more moderate reforms in a strategic attempt to get legislation to the president's desk.

Hensarling's original banking reform legislation, the Financial CHOICE Act of 2017, would have removed significant portions of Dodd-Frank. His new strategy consists of multiple individual bills amounting to an a la carte offering of banking reform measures. House Republicans are hoping that this strategy is more palatable to moderate senators than the sweeping Financial CHOICE Act, which many deemed D.O.A. in the Senate last year after it passed the House.

In his attempt to work with the Senate, Hensarling seems willing to ease up on tough reform proposals designed to slash the Consumer Financial Protection Bureau—an agency that has proven to be a political lightning rod since its Dodd-Frank inception in 2010. Bipartisan policies that seem to be on the table in both chambers include relaxing regulatory oversight of credit rating agencies and increasing capital holdings thresholds for small and mid-sized banks that currently require heightened scrutiny under Dodd-Frank.

These latest attempts to move bi-partisan banking reform legislation come at the chagrin of some Democrats who feel that such measures would amount to taking a step back after progress made in the post-Great Recession era. If the House and Senate can successfully negotiate the legislation, the president has signaled ardent support for legislation that rolls-back Dodd-Frank in any form.

NCSL Contact: [Ethan Wilson](#)

Also of Note...

- [Governors to Washington: Stop dithering on guns](#) – POLITICO

State leaders from both parties implored federal lawmakers this weekend to listen to their states' examples for responsible firearm legislation after the school shooting in Parkland, Fla., increasingly exasperated with the slow pace of debate and halting progress in the nation's capital.

- [Trump's personal pilot 'in the mix' to lead the Federal Aviation Administration](#) – Washington Post

President Trump's personal pilot is "in the mix" to lead the Federal Aviation Administration, a White House official confirmed Sunday night.

- [After testy call with Trump over border wall, Mexican president shelves plan to visit White House](#) – Washington Post

Tentative plans for Mexican President Enrique Peña Nieto to make his first visit to the White House to meet with President Trump were scuttled this week after a testy call between the two leaders ended in an impasse over Trump's promised border wall, according to U.S. and Mexican officials.

- [California Democratic Party doesn't endorse Feinstein re-election bid](#) – Fox News

The California Democratic Party will not endorse Sen. Dianne Feinstein's re-election bid this year, with delegates at the party's annual convention giving the majority of votes to her top primary challenger, progressive State Sen. Kevin de Leon.

- [Read the Democratic rebuttal to the Nunes memo, annotated](#) – Washington Post

[Read the Feb. 12, 2018 Capitol-to-Capitol.](#)

Like Capitol-to-Capitol? Have ideas or suggestions for how it can be improved? Please take two minutes to let us know in this [very short survey!](#)

We are always looking for interesting trivia about states, legislatures and American history. If you have some great facts, don't keep them to yourself. Let us know by clicking [here](#). We will likely include them in a future edition of Capitol to Capitol!

If you have comments or suggestions, please contact [Max Behlke](#).

[**Read More**](#)

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7700 East First Place, Denver, CO 80230

From: Max.Behlke@ncsl.org

Sent: Monday, March 5, 2018 4:33 PM

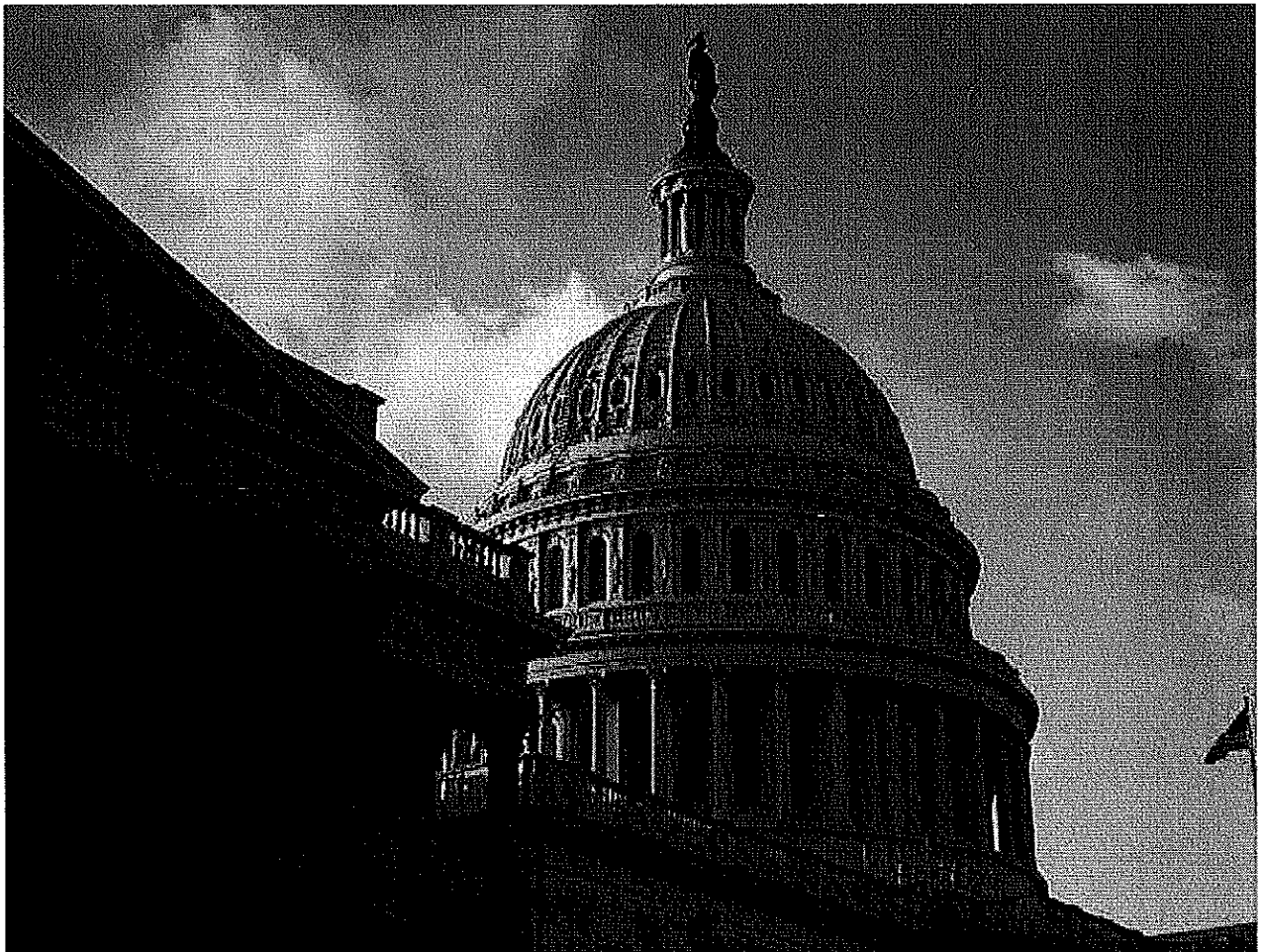
To: Zielinski, Justin

Subject: Cap to Cap: Trump: New NAFTA Would Prevent Proposed Tariffs



CapitoltoCapitol

NATIONAL CONFERENCE OF STATE LEGISLATURES



Mar. 5, 2018

In This Issue:

Trump: New NAFTA Would Prevent Proposed Tarrifs

Seventh round of the North American Free Trade Agreement (NAFTA) Renegotiations Wrap up Today This Week on Capitol Hill

Roadblock to 2018 Infrastructure Bill?

Commerce Committees Announce Broad Telecom Package

Federal Reserve Chair Jerome Powell Testifies before Congress

Senate to Debate Bill That Exempts Small Banks from Dodd-Frank

Carrying Firearms in K-12 Schools

Court Hears Oral Argument in Janus v. AFSCME Case

NCSL Files Amicus Brief in South Dakota v. Wayfair Sales Tax Case

Opioids Crisis Garners Further Federal Attention

Also of Note...

Trump: New NAFTA Would Prevent Proposed Tariffs

Last Thursday, President Donald Trump announced that the United States would impose 25 percent tariffs on imported steel and 10 percent tariffs on imported aluminum. The move, which surprised many in Washington and even many of the president's advisers, rattled the stock market as well as many manufacturing companies that rely on the metals. The announcement also surprised officials in the European Union, who have threatened to retaliate by imposing penalties on \$3.5 billion of U.S. exports, especially on products manufactured in states of Republican leaders, including Harley-Davidson motorcycles (Wisconsin, Speaker Paul Ryan) and bourbon (Kentucky, Senate Majority Leader Mitch McConnell).

The U.S. has experimented with steel tariffs relatively recently. In 2002, President George W. Bush imposed sweeping tariffs on steel imports but dropped them in 2003. The tariffs raised the cost of steel by 3 percent and a 2003 study by the research firm Trade Partnership Worldwide estimated that the higher steel prices, caused chiefly by the tariffs, cost 200,000 steel-consuming jobs in 2003, largely in manufacturing.

This morning, the president tied the tariffs to the ongoing negotiations to rewrite the North American Free Trade Agreement (NAFTA) by tweeting that the "Tariffs on Steel and Aluminum will only come off if new & fair NAFTA agreement is signed." The comments are not particularly surprising as Canada and Mexico were the first and fourth top suppliers of U.S. imported steel in 2017. Given that it is an election year both in the U.S. and in Mexico, many NAFTA watchers believe that talks to renegotiate the three-country agreement may last the rest of the year. However, retaliation against the U.S. tariffs could come much more quickly.

Seventh round of the North American Free Trade Agreement (NAFTA) Renegotiations Wrap up Today

Representatives from Mexico, Canada and the U.S. convened over the past week for the seventh round of NAFTA negotiations in Mexico City.

Later today, the seventh-round negotiations are scheduled to conclude with a meeting among the U.S. Trade Representative Robert Lighthizer, Canadian Foreign Minister Chrystia Freeland and Mexican Economy Minister Ildefonso Guajardo. The three top trade officials from the NAFTA countries are expected to hold a press conference after the formal round of negotiations are completed.

Last week, Trump announced plans to impose tariffs on steel (25 percent) and aluminum (10 percent) to protect national security interests. However, Trump has not specified whether he will grant exemptions to the tariffs for key allies and vital trading partners. An eighth round of NAFTA negotiations in Washington, D.C., is expected to be held in early April.

NCSL Contacts: Jon Jukuri

This Week on Capitol Hill

The Senate is turning to banking reform as efforts to pass gun control legislation appear to have stalled. The financial legislation, which will provide relief to small financial institutions and community banks, would be the first rewrite of the Dodd-Frank reform bill, legislation enacted nearly eight years ago in wake of the financial crisis. The legislation is expected to consume most of the chamber's floor time this week.

During its brief sessions on Monday and Tuesday last week, the House passed a bill to make it easier for victims and prosecutors to sue websites linked to sex trafficking. This week, the House is expected to vote on two energy and environment bills: the Blocking Regulatory Interference from Closing Kilns (BRICK) Act and the Satisfying Energy Needs and Saving the Environment (SENSE) Act. The BRICK Act would change certain Environmental Protection Agency regulations to benefit the brick and structural clay ceramics manufacturing industries. The SENSE Act would exempt certain power plants, which burn coal refuse, from parts of a 2012 air pollution rule. The House is expected to vote on the bills on Wednesday and Thursday.

The House is also expected to vote on the Comprehensive Regulatory Review Act on Tuesday, which is aimed at eliminating outdated or unnecessary regulations. The bill would require the audit of financial regulations to be completed every seven years, instead of every 10, and would expand the number of federal financial agencies the review requirements apply to.

DYK? Until the adoption of the 20th Amendment to the U.S. Constitution in 1933, U.S. presidents were inaugurated on March 4. However, the first president, George Washington, was not inaugurated until April 30. Although Congress had scheduled the first inauguration for March 4, 1789, they were unable to count the electoral ballots as early as anticipated.

Roadblock to 2018 Infrastructure Bill?

Last week, Assistant Majority Leader, Senator John Cornyn (R-Texas) conveyed doubt that a large infrastructure package would pass Congress by the end of the year because of the large number of other priorities it must complete. While last month's budget deal calls for a \$10 billion boost to infrastructure funding for both FY 2018 and FY 2019, it remains unclear how such funding will be allocated with broadband, surface transportation, and clean and safe drinking water among a bevy of potential options.

While the funding in the budget deal is needed given the state of the nation's infrastructure, it is far from Trump's proposed \$1.5 trillion infrastructure plan. Senator Tom Carper (D-Del.), the ranking member of the Senate Environment and Public Works Committee, responded to Cornyn's remarks by saying, "I hope he's wrong. This administration, the president has talked so much about infrastructure, transportation, broadband deployment, water, sewer. If we can't figure out a path forward on this, shame on the president, shame on the administration, shame on the Congress."

Although a large infrastructure package may face a difficult road to passage, Congress still anticipates passing two other main infrastructure bills—a full four-year reauthorization of the Federal Aviation Administration (airports and drones) and a two-year reauthorization of the Water Resources Development Act (ports, harbors, inland waterways, and clean and safe drinking water).

NCSL Contacts: [Ben Husch](#), [Kristen Hildreth](#)

Commerce Committees Announce Broad Telecom Package

Lawmakers on both the House and Senate Commerce committees have reached a bipartisan deal on a broad package of telecom provisions that will likely be bundled in this month's omnibus bill if a standalone package is not passed beforehand. The deal includes elements of the House's Federal Communications Commission (FCC) reauthorization package, which would provide the agency with more than \$330 million annually in FY 2019 and FY 2020, and includes key provisions from the Senate's Mobile Now spectrum bill. The Mobile Now Act provisions include allowing the FCC to hold upfront spectrum auction bids later this year with the U.S. Treasury.

In a joint statement, House and Senate committee leaders, Representative Greg Walden (R-Ore.), Representative Frank Pallone (D-N.J.), Senator John Thune (R-S.D.) and Senator Bill Nelson (D-Fla.) said the "bipartisan, bicameral product puts consumers first and solidifies the nation's critical telecommunications infrastructure, giving the U.S. a global edge" in the race to develop fifth-generation, or 5G, wireless networks "and in improving internet services across the country."

The legislation, [Ray Baum's Act \(H.R. 4986\)](#), will first be voted on in the House tomorrow, March 6, which is said to be a demonstration vote to congressional leadership that including the legislation in the omnibus bill will not threaten the package's chances of passage.

NCSL Contacts: [Danielle Dean](#)

Federal Reserve Chair Jerome Powell Testifies before Congress

Last week, Fed Chair Jerome Powell appeared before the House and Senate [testifying](#) on the Federal Reserve's semiannual [Monetary Policy Report](#). In his first appearance before Congress as one of the nation's top

financial regulators, Powell commented on current economic conditions, addressing hot topics such as inflation, interest rates and the Fed's years-long accommodative monetary policies. Congressional members also peppered Powell with questions on myriad issues ranging from the new tax law and pending banking reform legislation to lending practices and consumer protection. View the full Senate testimony. During his testimony, Powell recognized the Fed's congressional mandate of promoting both maximum employment and stable prices—economic dynamics that tend to operate inversely, especially during times of relatively swift economic growth. Powell reported a generally favorable U.S. economic outlook, citing current job gains, economic growth and unemployment (4.1 percent) numbers. He went on to note that the Fed expects the inflation rate to tick upward, moving closer to the agency's target rate of 2 percent.

Questions remain as to the full cumulative effects of the recent tax legislation combined with historically low unemployment, high labor demand and increasing wages. With more money in the economy and wages on the rise, some believe that inflation will rise at a higher pace than anticipated by the Fed. For now, it appears that the Fed will proceed with at least three incremental interest rate hikes this year, with a fourth possible.

NCSL Contact: Ethan Wilson

DYK?

Before the 20th Amendment, presidential inaugurations were typically held on March 4. However, when the March 4 fell on a Sunday, as it did in 1821, 1849, 1877, and 1917, the ceremonies were held on March 5.

In 1877, March 4 fell on a Sunday, so on March 3, 1877, Rutherford B. Hayes became the first president to take the oath of office in the White House during a private ceremony. Hayes' also took the oath in a public ceremony on March 5.

On March 4, 1917, President Woodrow Wilson became the first person to break precedent and take the oath of office on Sunday, which was also the first time that the oath was taken privately in the President's Room at the Capitol.

Also, Inauguration day has only fallen on a Sunday three times since the passage of the 20th Amendment. In all three instances, the presidents were sworn in during a private ceremony on Sunday, followed by a public ceremony on Monday.

Senate to Debate Bill that Exempts Small Banks from Dodd-Frank

Last Thursday, Senate Majority Leader Mitch McConnell (R-Ky.) filed a cloture motion on S. 2155, the Economic Growth, Regulatory Relief, and Consumer Protection Act, which is legislation intended to provide smaller banks relief from rules and regulations established under Dodd-Frank. Debate on the measure is expected to last most of the week in the chamber.

In general, the legislation raises the threshold at which a bank is deemed big enough to warrant tighter oversight from \$50 billion to \$250 billion. An initial procedural vote on the bill is expected on Tuesday, where the legislation will need 60 votes to pass, which it is expected to attain given that it is supported by moderate Democrats. More progressive members, however, have vocally opposed the bill. "The Senate—with the support of some Democrats—is set to start debate on a bill to roll back regulations on the same big banks we bailed out a few years ago. If we lose the final vote next week, we'll be paving the way for the next big crash," Senator Elizabeth Warren (D-Mass.) said in a tweet Friday.

Warren, considered a potential 2020 contender, rose through the Democratic Party's ranks by focusing on financial oversight.

NCSL Contact: [Ethan Wilson](#)

Carrying Firearms in K-12 Schools

In the wake of the tragic events in Parkland, Fla., federal and state laws governing firearms have been in the forefront of public attention. Last week, the president held a bipartisan meeting to discuss school violence and access to firearms. Trump has indicated support for school staff having access to firearms. This week, the president is expected to meet with "members of the video game industry" to discuss the relationships between violence and video gaming. [Read NCSL's Blog post on Carrying Firearms in K-12 Schools: A Policy Snapshot.](#) [NCSL Summary Carrying Firearms K-12 Schools](#)

NCSL Contact: [Joan Wodiska](#)

Court Hears Oral Argument in *Janus v. AFSCME* Case

Last week, the U.S. Supreme Court heard oral arguments in *Janus v. American Federation of State, County, and Municipal Employees, Council 31*. The case considers the question of whether state laws that require the

collection of "fair-share" dues in unions violate the First Amendment. While Justice Neil Gorsuch is expected to be the swing vote, last week he remained silent during the oral arguments.

NCSL Contacts: Jon Jukuri (Labor); Joan Wodiska (Education)

DYK? Thirty-six hours after his inauguration on March 4, 1933, President Franklin D. Roosevelt declared a "bank holiday," which closed all U.S. banks and froze all financial transactions for a week to stem bank runs during the financial crisis of the Great Depression. Following the bank holiday, on March 9, Congress introduced, passed, and the president signed the Emergency Banking Relief Act, which allowed banks to reopen as soon as examiners had found them to be financially secure. Within three days, 5,000 banks had been given permission to be re-opened.

NCSL Files Amicus Brief in South Dakota v. Wayfair Sales Tax Case

On March 2, NCSL, along with the national organizations that represent state and local officials, filed an amicus brief in the U.S. Supreme Court for one of the most important state tax cases in decades: *South Dakota v. Wayfair*.

In this case, South Dakota is asking the Supreme Court to rule that states and local governments may require retailers with no in-state physical presence to collect sales tax. Ruling this way will require the Supreme Court to overturn long-standing precedent.

The amicus brief points out that states and local governments lost an estimated \$26 billion in sales tax revenue in 2015 because they were unable to collect owed taxes. The brief encourages the Court to overturn *Quill*. If the Court decides to replace the physical presence requirement, the brief asks the Court to adopt an economic nexus requirement—like the one the South Dakota legislature adopted.

NCSL Contacts: Max Behlke, Jake Lestock

Opioids Crisis Garners Further Federal Attention

This week, the U.S. Senate Health, Education, Labor and Pensions (HELP) Committee will hold a full hearing on the Opioid Crisis: Leadership and Innovation the States. Guest witnesses are Governors Larry Hogan (R) of Maryland and Kate Brown (D) of Oregon. Last week, the president hosted an opioid summit to discuss the administration's efforts to confront the opioid crisis.

NCSL Contacts: Haley Nicholson (Health); Susan Frederick (Criminal Justice); Joan Wodiska (Education)

Also of Note...

- **This Democrat Is Running for Congress—but Not Against Trump** – [The Atlantic](#)
 - **Ryan splits with Trump on trade as GOP lawmakers move to block planned tariffs** - [Washington Post](#)
- **Inside the \$9.1 Million Effort to Bolster Republican Running in Trump Country** – [The Wall Street Journal](#)
- **Mueller subpoenas witness for documents tied to Trump, campaign associates: report** – [The Hill](#)

[Read the Feb. 26, 2018 Capitol-to-Capitol.](#)

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We are always looking for interesting trivia about states, legislatures and American history. If you have some great facts, don't keep them to yourself. Let us know by clicking [here](#). We will likely include them in a future edition of Capitol to Capitol!

If you have comments or suggestions, please contact [Max Behlke](#).

[Read More](#)

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Sent: Wednesday, June 27, 2018 10:49 PM
To: DL_Hannah
Subject: Hannah News Stories for Wednesday, June 27, 2018

Wednesday, June 27, 2018

IN TODAY'S HANNAH REPORT:

Please click here to read the entire Hannah Report.

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- [Senate Passes Government Regulations Reduction, Community School Legislation](#)
- [Dems Thwarted in Effort to Report Out Payday Lending Bill](#)
- [Senate Panel Seeks to Clarify E-School 'Safe Harbor' Provisions](#)
- [Energy Standards Bill Still Not Ready to Move, Lawmakers Say](#)
- [Portman, Brown Tout Defense Investment, Push Lake Erie Clean-Up](#)
- [SCOTUS Rules against Public-Sector Labor Unions](#)
- [Reactions Roll In to SCOTUS Decision in Janus v. AFSCME 31](#)
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From: NCSL TODAY
Sent: Thursday, June 28, 2018 11:01 AM
To: Zielinski, Justin
Subject: Hey, you, behind the wheel: Turn off 'Survivor'

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TOP NEWS June 28, 2018

States cracking down on streaming video while driving

USA TODAY

Georgia isn't the only state to single out streaming as a new danger. A Washington state law, the Driving Under the Influence of Electronics Act, in January was the first to specifically mention video on phones. It even makes it illegal for Washington drivers to sneak a peek at their smartphone when stopped in traffic or at a stoplight, though they can touch a mounted or in-dash screen.

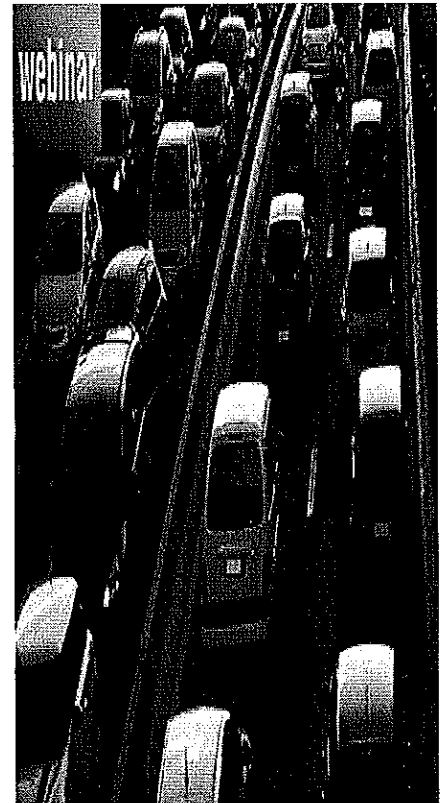
NCSL's Annie Kitch quoted.

[NCSL resources on distracted driving.](#)

'Now comes the interesting part' with online sales tax collections

Route Fifty

The court ruling in *South Dakota v. Wayfair, Inc.* has



FEATURED

also left complicated questions in its wake. Like what the specifics of new state policies could look like, whether Congress will take action, and how companies that sell goods online will react. **NCSL's Max Behlke** quoted.

Maine legislature passes sweeping medical marijuana reform bill

Portland Press Herald

The bill, which now goes to Gov. Paul LePage, would let caregivers expand their business operations. For example, they could hire more than one worker, and sell up to 30 percent of their harvest to other caregivers and dispensaries.

[NCSL resources on medical marijuana.](#)

Ohio legislature passes blockchain legislation

Cleveland.com

Ohio is close to becoming the latest state to offer legal support for blockchain-based business transactions, following a Wednesday vote by the state's General Assembly.

[NCSL LegisBrief on blockchain technology.](#)

South Carolina lawmakers OK rate cuts for failed nuclear plants

Associated Press

South Carolina lawmakers have approved a temporary rate cut of nearly 15 percent for customers of a private utility who paid billions for two nuclear reactors that never produced power.

Webinar 3 p.m. ET TODAY Federal infrastructure funding - an update while we wait

One of the most talked-about possibilities for federal action in 2018 is a new infrastructure bill that aims to inject what nearly all experts agree is a significant boost of funds for many of our national infrastructure systems.

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2017 state tax actions

Hear from thought leaders at NCSL's Legislative Summit July 30-Aug. 2

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Supreme Court deals blow to unions in Janus case

The U.S. Supreme Court held 5-4 in *Janus v. AFSCME* that state statutes allowing public sector employers and unions to agree that employees who don't join the union must still pay their

Commercial spaceports still waiting for liftoff

Stateline

Communities are eager to tap into the growing
commercial space industry.

"fair share" of collective bargaining
costs violate the First Amendment.



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From: Gongwer News Service
Sent: Monday, April 25, 2016 6:19 PM
To: Zielinski, Justin
Subject: Ohio Report, Monday, April 25, 2016
Attachments: Apr25.htm; Apr25House.htm; Apr25Senate.htm;
160425dayplan.htm



Ohio Report for Monday, April 25, 2016

House Education Panel To Examine Value-Added Report Card Measure

Bill To Extend Energy Freeze Introduced In Senate

Democrats Urge Feds To Reject Proposed 'Healthy Ohio' Medicaid Waiver

Gentile Heads Into Fall Election Cycle With Fundraising Lead Over Opponent; GOP Caucus Leaders Hold Huge Cash Advantage; DeWine Leads In High Court Funding

State Tax Credits Aimed At Creating, Keeping Total Of 1,066 Jobs

Sierra Club Pushes For Public Disclosure Of FirstEnergy PPA Projections

Kasich, Cruz Unveil Truce To Stop Trump; Billionaire Rips Plan

Court Briefs: Pike County Crime Scenes Also Sites Of Marijuana Growing Operations; Cleveland Settles Civil Suit With Family Of Tamir Rice

Agency Briefs: Auditor Says Village Of Lincoln Heights Doesn't Qualify For Fiscal Distress; ODH; EPA; CSRAB; BMV; MHAS

Capitol Scene: Willoughby Moves To AMP; SEIU, Boich Promote

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Volume #85, Report #79 -- Monday, April 25, 2016

House Education Panel To Examine Value-Added Report Card Measure

The House Education Committee this week will begin a deep dive into a state report card measure that's been the subject of debate over its accuracy in determining how much students are improving each year.

The panel will consider for the first time what the chairman has described as a "placeholder bill" (HB 524) that allows for discussion of the value-added report card measure, which reflects how much academic progress students made over the course of a year.

The bill comes in response to recent attempts from some advocacy groups to push the state toward using another measure in addition to, or instead of, "value-added" so that students' progress can be better compared to peers who are similar to them as opposed to their own previous test results, Chairman Rep. Andy Brenner (R-Powell) said.

The Ohio Coalition for Quality Education, a charter school advocacy group, recently lobbied for an amendment in a Senate priority measure (SB 3) that would add the similar students measure to the state report card. It pushed for the same addition in a charter school overhaul bill (HB 2) last year. (See Gongwer Ohio Report, February 22, 2016)

While the former bill could still be a vehicle for potential report card changes, Rep. Brenner said he felt the value-added versus similar students debate deserved separate consideration for now.

"I think they need to be vetted in their own bill and I think we need to have various groups come in and explain why we're doing things the way we are and what's included in it and what the importance is for each," he said in an interview.

Department of Education staff, who have lauded value-added as the best indicator of student success that's being used in the country, will explain how it is calculated during the committee's Wednesday morning meeting.

Rep. Brenner said the panel, which could meet twice the following week to consider the bill, will eventually hear from the measure's creators from Battelle for Kids.

"Many groups want to know what really are the components so we have a better understanding of it," he said. "If they knew a little more about how (value-added) was calculated for instance, they might have a better understanding of what they need to adjust in their school to meet the growth measures."

OCQE has argued that value-added doesn't adequately evaluate schools that have highly mobile and impoverished students, which are often charters and those in urban communities. That's because it's based on how students did last year - possibly at a different school - and doesn't compare them to similar students attending schools that share demographics.

The Ohio 8 Coalition, which has raised similar concerns about report cards not reflecting the uniqueness of each school in the state, will be encouraged to take part in the committee's conversation on value-added, Rep. Brenner said.

Rep. Ryan Smith (R-Bidwell), who is sponsoring the measure with Rep. Bob Cupp (R-Lima), said he's not going into the process with preconceived notions about how to approach value-added or similar students measures.

"I don't have any goals necessarily; it's more of an education for me," he said in an interview. "If we find something that we think we need to do over and above value-added, I'm willing to have that conversation, but before we can get there we need to figure out how value-added measures work. I want to have a discussion with all parties involved because 1.8 million kids in the state are counting on us to get it right."

However, much like the Thomas B. Fordham Institute has found through its research, Rep. Smith said value-added is a "really good concept" because achievement can be measured individually and sometimes reflects how well a school is doing in helping students progress despite not seeing high test scores.

"What's important and I'm really interested in is making sure that every student is making progress, not necessarily all getting 100% on their tests, but that they're making progress from where they've started and that's why I think value-added is very intriguing to me because it levels the playing field," he said.

The Fordham Institute, which sponsors charter schools, recently released a report touting value-added as being the key to uncovering best practices in high-poverty urban schools. (See Gongwer Ohio Report, March 11, 2016)

Such schools universally receive low overall marks on state report cards, but some receive high value-added ratings, according to the report.

Per House Bill 2, which was enacted earlier this year, ODE is researching the similar students measure and is required to submit a report regarding its findings and recommendations by Dec. 1.

Rep. Brenner said the discussion about how to improve school report cards and the how data is being used in the long term could likely be continued through the Joint Education Oversight Committee.

Bill To Extend Energy Freeze Introduced In Senate

Sen. Bill Seitz (R-Cincinnati) on Monday introduced his much-awaited bill to extend the ongoing renewable energy mandates freeze by three years.

In its major components, the bill (SB 320) is much the same as a draft circulated by Sen. Seitz last week to gauge stakeholder input. (See Gongwer Ohio Report, April 13, 2016)

It maintains the draft's 2019 end date for the freeze, while eliminating compliance measurements for the years 2021-22, 2023-24, and 2026-27.

It also keeps intact draft language prohibiting any state agency from issuing certain guidelines on carbon dioxide emissions, electric dispatch protocols, natural gas utilization, or regulating the acquisition of renewable energy and more "without new and specific state statutory authority to do so."

Several interested parties on both sides of the issue said Monday they had not yet had time to examine the final bill, which was introduced late in the afternoon. But in addition to continuing the freeze, opponents have expressed concerns the draft version would water down the definition of energy efficiency and remove flexibility from the state's response to the Clean Power Plan.

The bill as introduced would expand the definition of energy efficiency to include post-consumer recycled glass by mercantile customers, consumer reductions in water usage, and improvements in wastewater treatment. It would also expand the consumer base eligible for opting out of energy efficiency programs.

Whether Gov. John Kasich would sign such a bill remains to be seen. The governor last year blasted the Energy Mandates Study Committee's recommendation to continue the freeze. (See Gongwer Ohio Report, September 30, 2015)

Governor's office spokesman Joe Andrews declined to comment in detail on the introduced bill, which he said could change by the time it hits the governor's desk.

But Mr. Andrews said the governor has been clear on his opinion on continuing the freeze. Gov. Kasich previously called the idea of an indefinite continuation "unacceptable."

When it comes to the idea of a three year extension, Mr. Andrews said the governor's reaction will be much the same.

"It's still kicking the can down the road," Mr. Andrews said.

At an April 19 campaign stop in Maryland, Gov. Kasich said he has "leverage" over lawmakers in the discussion, according to video from CSPAN.

"They're going to have to come with a commonsense plan because if they try to kill it we'll go back to the unattainable level that was set," Gov. Kasich said. "That's called leverage. I have leverage."

He urged promoting efficiency and renewables, while criticizing politicians for setting the standard "at a level we can't meet."

"So we want to have energy," he said. "The problem was the legislature got carried away at one point and our standards were 20 or 25% and they wanted to get rid of it. I said no, we're not going to do it. We'll reset it to fit the economy of Ohio."

Democrats Urge Feds To Reject Proposed 'Healthy Ohio' Medicaid Waiver

Democrats said Monday that a proposed Medicaid waiver to require participants to pay into an account is an effort to roll back the efforts after the Affordable Care Act to increase access to coverage.

U.S. Sen. Sherrod Brown (D-Avon) joined state lawmakers at a Statehouse news conference to oppose the so-called "Healthy Ohio" plan, which Sen. Brown said he is actively urging the federal Center for Medicare and Medicaid Services to reject.

"We're asking them to reject this application and say no to hiking costs for people all across Ohio," he said. "We're going to do all we can to deny the Ohio waiver because it clearly cuts at the heart of the Medicaid."



Sen. Brown

The state is required to pursue the waiver because of language written into the biennial budget bill (HB 64). It would create a five-year demonstration program in which about 1.5 million people on Medicaid are required to pay into a modified health savings account called a Buckeye Account in order to receive coverage. The participant's contributions to the account would be used to pay for co-pays. (See Gongwer Ohio Report, April 22, 2016)

Supporters of the program, including state Rep. Jim Butler (R-Oakwood), have said it will improve personal responsibility among people on Medicaid and create incentives for more people to take advantage of primary and preventative care.

Since the waiver was opened for public comment April 15, opponents have criticized it as a way in which legislators have tried to undo the progress of Medicaid expansion. Medicaid participants who don't make the required contributions to the Buckeye Account - 2% of their income up to \$99 per year - would lose coverage.

"I believe this could be a prescription for disaster for many of Ohio's most vulnerable, especially in the fact that it could create a serious setback to the health of many low-income Ohioans," Rep. Nickie Antonio (D-Lakewood) said Monday. "We run the risk of driving hard-working Ohioans away from preventative and maintenance care in a doctor's office and pushing them back into the emergency room."

"We must expose the Healthy Ohio waiver for the Trojan horse that it is," she added.

Rep. Antonio said the proposal is similar to one in Indiana that the state later rolled back.

"They went back on it because what they were finding was that the health outcomes were not helpful once they instituted the premiums," she said.

Rep. Butler, one of the architects of the plan, said the Healthy Ohio plan is similar to the original Indiana plan but with some changes. The Healthy Ohio program doesn't lock people out of reapplying for Medicaid if they lose coverage, he said, it allows people to regain coverage once they start making payments again. The Ohio program also allows people who move to private insurance to take the money in their Buckeye Account with them in a bridge account, he said.

Rep. Butler said the Indiana plan, which was implemented in 2008, was successful.

Without doing something to control costs in Medicaid, Rep. Butler said, the state could face financial struggles with rising costs.

"Doing nothing is not a plan," he said in a Friday interview. "I'm open to suggestions. Come with a solution rather than just spend more money, because that's just unsustainable."

Sen. Kenny Yuko (D-Richmond Hts.) said he expected the Healthy Ohio program would lead to higher administrative costs for the state and wouldn't lead to the health outcomes Rep. Butler expects.

"When push comes to shove, we're going to see very little benefit of this for a whole lot of work," he said.

Rep. Antonio said the program could jeopardize coverage for new mothers, something that wouldn't help the state's high infant mortality rates.

Sen. Brown said the fact that some people would be kicked off of Medicaid means many would stay off of it and go back to using hospital emergency rooms without being able to pay the bills. That would cost everyone more money as hospitals go back to having to

cover some of the nearly \$2.3 billion in uncompensated care from before the passage of the Affordable Care Act.

The proposal goes against the idea of Medicaid, he said.

"When people are rejected from something, that makes it that much more difficult to come back," Sen. Brown said. "The whole promise to people was we'll have a compact with you. You will show up for maintenance and preventative care as well as showing up when you have an acute crisis or health problem and we'll provide the care at no cost."

The comment period on the waiver runs through May 16. The final public hearing is scheduled for Tuesday at 2 p.m. in Cincinnati.

Gentile Heads Into Fall Election Cycle With Fundraising Lead Over Opponent; GOP Caucus Leaders Hold Huge Cash Advantage; DeWine Leads In High Court Funding

Republicans' top Senate target in this fall's elections has a commanding lead thus far in the money race.

Sen. Lou Gentile (D-Steubenville) has built a campaign war chest of \$428,401 in his bid to retain his seat in the 30th Senate District, according to post-primary campaign finance reports.

Post-primary reports include all activity from Feb. 25 to April 15.

Sen. Gentile spent just \$8,110 over that period, while raising \$102,251.

His opponent, Frank Hoagland, a retired Navy SEAL who owns START LLC in Mingo Junction, reported a balance of \$6,358 on hand. He raised \$9,624 and spent \$7,396.

Despite his cash shortcomings, Mr. Hoagland is expected to see a lot of support from the well-heeled Republican Senate Campaign Committee. (See Gongwer Ohio Report, April 22, 2016) Given the politically lopsided, non-competitive nature of most of the GOP-drawn Senate districts, the majority won't have a lot of choices on where to spend its considerable cash advantage.

After spending \$102,351 in his primary victory against Reps. Mike Dovilla (R-Berea) and Nan Baker (R-Westlake) in the 24th Senate District's primary election, former lawmaker Matt Dolan has just \$7,892 on hand, according to his filing. He received \$25,967 in donations during the period.

His Democratic opponent, Emily Hagan, staff attorney for Cuyahoga County Common Pleas Court Judge Michael P. Donnelly, has \$68,904 on hand. She raised \$27,460 and spent \$3,750 during her uncontested primary election.

On the House side, in the race to replace term-limited Rep. Debbie Phillips (D-Albany) Republican Jay Edwards has a commanding fundraising lead, with \$42,852 on hand. He received \$4,600 in donations and spent just \$2,500 during his uncontested primary.

Democrat Sarah Grace has just \$1,742 on hand. She raised \$3,545 and spent \$6,738 in defeating fellow Democrat Eddie Smith in the primary election in the 94th House District.

In the race for the 89th House District seat, Rep. Steven Arndt (R-Port Clinton), who narrowly defeated former Rep. Chris Redfern during the previous election cycle, has a slight fundraising deficit over his Democratic challenger.

Rep. Arndt has \$2,442 on hand after raising \$5,300 and spending \$5,100. His challenger, Lawrence Hartlaub, has \$4,590 on hand. He raised \$3,135 and spent \$2,359.

In the race for the 95th House District seat, Belmont County Commissioner Ginny Favede holds a significant fundraising advantage over incumbent Rep. Andy Thompson (R-Marietta).

Ms. Favede has \$39,941 on hand. She raised \$11,092 and spent \$1,132. Rep. Thompson, meanwhile, has \$4,220 on hand. He raised \$5,360 and spent \$10,416.

Democrat Bobby McDowall holds a fundraising advantage over Rep. Anthony DeVitis (R-Green) in the race for the 36th House District seat, which the incumbent won with 52.5% of the vote in the last presidential cycle.

Mr. McDowall has \$13,974 on hand after raising \$6070 and spending \$2,258.

Rep. DeVitis has \$3,459 on hand. He raised \$10,115 and spent \$10,118.

Although he is expected to cruise to victory in his race against Democrat John Carlisle in the heavily conservative 72nd House District, former House Speaker Larry Householder has accumulated \$66,250 after spending \$75,187 and raising \$47,395.

Leadership: Republican leaders of both chambers have plenty of cash to spread around in the general election.

Senate President Keith Faber (R-Celina) has \$420,795 on hand after spending \$17,449.

He raised \$163,147, with his largest contributions - \$12,532 each - coming from Political Education Patterns and Cynthia and Wayne Boich.

He also received \$10,000 donations from the Ohio Health Care Association PAC; the Realtors PAC; GOPAC Election Fund; the PAC for Equine Racing; J.C. Huizenga; and Karen Wright.

House Speaker Cliff Rosenberger (R-Clarksville) has \$178,648 on hand after spending \$27,615.

He received \$131,280 in contributions, including \$12,500 from FirstEnergy PAC, \$12,000 from the Realtors PAC and the Wholesale Beer and Wine Association PAC.

He also received donations of \$5,000 from Cardinal Health PAC; Marathon Petroleum Corporation Employees PAC; CCG PAC; and the Ohio State Chiropractic Association PAC.

His counterpart, Minority Leader Strahorn (D-Dayton), had \$2,593 on hand. He spent \$26,407 and raised \$23,525.

His largest contributions came from FirstEnergy PAC, which donated \$4,000, Laborers District Council of Ohio PAC, which donated \$2,500, and the Ohio Association for Justice, which also donated \$2,500.

Senate Minority Leader Joe Schiavoni (D-Boardman) did not file a post-primary campaign finance report.

Supreme Court: First District Court of Appeals Judge Pat DeWine, a Republican, has more cash on hand than the other three high court candidates combined.

Judge DeWine is sitting on a campaign war chest of \$538,602 after spending \$41,486 and raising \$74,780 during the most recent reporting period.

He faces Eleventh District Court of Appeals Judge Cynthia Rice in the general election. The Democrat has \$76,310 on hand. She spent just \$3,226 and raised \$26,850.

In the other race for an open seat Cuyahoga County Common Pleas Court Judge John O'Donnell, a Democrat who lost a bid for a high court seat in 2014, has \$60,944 on hand. He spent \$23,043 and raised \$30,070.

His opponent, First District Court of Appeals Judge Pat Fischer, has \$29,220 on hand after spending \$121,579 to dispatch opponent Eleventh District Court of Appeals Judge Colleen Mary O'Toole in the Republican primary. He raised \$64,625 in the reporting period.

State Tax Credits Aimed At Creating, Keeping Total Of 1,066 Jobs

Seven business expansion projects were awarded an estimated total of about \$1.64 million in tax credits Monday under multi-year deals with the state that are expected to create 530 jobs and retain 536.

The Tax Credit Authority reported that the projects are expected to result in \$21,241,653 in new payroll and lead to \$24.1 million in additional investments.

The largest incentive, with an estimated value of \$590,000 contingent on the business meeting its growth targets and other factors, went to **EBTH.com LLC**, according to the state.

The online estate sale company received a 1.259%, seven-year Job Creation Tax credit to locate its business in a yet-to-be-determined site in the state. The company plans to create 275 full-time positions generating \$7.7 million in new annual payroll while retaining \$3.3 million in payroll, TCA reported.

The next largest tax credit, valued at an estimated \$428,000, went to **ATK Space Systems, Inc.**, a supplier of rocket motors and other space systems with locations in Kettering and Beavercreek. The company projects it will create 68 full-time jobs with a consolidation involving the two locations, in the process creating \$4.3 million in payroll and retaining \$8 million in payroll, TCA reported. The authority awarded a 1.701%, seven-year JCTC for the project.

Other tax credits approved Monday went to (estimated tax value):

GENCO I, Inc. of Columbus, which expects to create 82 jobs generating \$3 million in new annual payroll with its new project. The logistic services provider received a 1.153%, six-year tax credit (\$192,000).

Ball Metal Food Container, LLC of Columbus plans 50 new full-time positions generating \$2.5 million in annual payroll while retaining \$10.8 million in payroll under an expansion. The TCA approved a 1.228%, six-year JCTC for the packaging manufacturer's project (\$184,000).

Cognitive Ventures, LLC of Dublin expects to create 17 positions and generate \$1.6 million in new payroll by locating in the Franklin County suburb. The concussion testing and management company received a 1.426%, six-year tax credit (\$116,000).

Risk International Services, Inc. of Fairlawn in Summit County plans to create 18 full-time jobs entailing \$1.3 million in payroll while retaining \$4 million in payroll under an expansion. The TCA awarded the risk management firm a 1.401%, six-year JCTC (\$100,145).

Rotex Global, LLC of Cincinnati expects to create 20 full-time positions generating \$867,616 in payroll and retain \$9.9 million in payroll with an expansion project. The provider of dry material screening equipment and technology was awarded a 0.722%, five-year tax credit (\$29,000).

Sierra Club Pushes For Public Disclosure Of FirstEnergy PPA Projections

The fallout of recently approved Power Purchase Agreements continues as FirstEnergy and the Sierra Club argue over whether confidential consumer cost estimates and revenue projections should be made public.

The debate is laid out in the latest filings in a case involving the PPA modified and approved March 31 by the Public Utilities Commission of Ohio. (See Gongwer Ohio Report, March 31, 2016)

In that order, the commission generally approved an eight-year plan for consumers to ensure profits on the company's aging power plants. Now PPA opponent Sierra Club is attempting to make public internal FirstEnergy projections the group says show how much the plan might cost customers.

The projections in question stem from the December testimony of Sierra Club witness Tyler Comings, a senior associate at Massachusetts-based Synapse Energy Economics Inc. In redacted portions of that testimony, according to FirstEnergy's PUCO filing, Mr. Comings discussed "a certain projection regarding the alleged cost of Rider RRS" over the terms of the Electric Security Plan.

The Sierra Club, in its own filing, referred to the information as a "projection of costs and revenues" under the rider "including a calculation of the net impact that the Rider RRS would have on customers over the eight-year term using FES's forecast of market prices."

On Friday, the Sierra Club moved to modify the existing protective order issued during prior proceedings, requesting the PUCO modify the order to allow the information to become public. It argues the projection would assist the public in understanding and interpreting the PUCO's recent order and that it's not dissimilar from previous information made public during the hearing process.

"This projection, which contains no plant-specific data, is not a trade secret and therefore should be removed from the scope of the commission's protective order," Sierra Club argued.

"Because disclosure of the FES projection would facilitate the public's review and understanding of the Commission's decision, and because this projection is not a trade secret, this information should be publicly released," the group continued.

In its own filing Friday, the company disagrees, accusing the group of "threatening" to release trade secrets. FirstEnergy's motion is for the PUCO to maintain its existing protective order, which it said would keep that projection outside the public domain.

"This projection was generated using inputted confidential and proprietary cost and revenue projections that FES provided to Sierra Club in response to a subpoena request," reads FirstEnergy's filing. "Disclosure of this material could economically harm FES by placing FES at a competitive disadvantage."

On April 15, Sierra Club attorneys wrote to FirstEnergy, advising the company it intended to make the information public "because they do not contain any trade secrets," according to copies of an email exchange submitted to the PUCO as an exhibit.

"Apparently frustrated with the Commission's decision, Sierra Club has now decided to resort to self-help and has threatened to insert this already protected information into the public domain," FirstEnergy argued in its filing.

That email kick-started the filings, prompting a PUCO attorney examiner to set a Tuesday deadline by which parties may file responses to the motions. No replies to those arguments will be considered, the examiner determined.

Kasich, Cruz Unveil Truce To Stop Trump; Billionaire Rips Plan

GOP frontrunner Donald Trump blasted Gov. John Kasich and Texas Sen. Ted Cruz, accusing the two trailing Republicans of a desperate attempt at "collusion."

Mr. Trump's statement followed news that the Cruz campaign will lay off New Mexico and Oregon, allowing Gov. Kasich a clear shot at challenging Mr. Trump, while the Kasich camp agreed to cede Indiana to the senator.

The two haven't gone as far as to urge their supporters to vote for the other candidate - in contrast Gov. Kasich on Monday said his Indiana supporters "ought to vote for me" - but the pair has essentially agreed to not spend money in those respective states and are publicly urging their super PACs to do the same.

By doing so, the pair - each of which has been mathematically eliminated from seizing the nomination prior to a contested convention - hopes to launch a two-front attack that will block Mr. Trump from collecting the required 1,237 delegates.

"It is sad that two grown politicians have to collude against one person who has only been a politician for 10 months in order to try and stop that person from getting the Republican nomination," Mr. Trump said in his statement.

If successful, the gambit would force a contested convention, where both Sen. Cruz and Gov. Kasich believe they stand a shot at earning the nomination on the second ballot or beyond. But strategists for the two temporary allies were quick to say the truce only stands in those three states.

"Our goal is to have an open convention in Cleveland, where we are confident a candidate capable of uniting the party and winning in November will emerge as the nominee," Kasich Chief Strategist John Weaver said. "We believe that will be John Kasich, who is the only candidate who can defeat Secretary Clinton and preserve our GOP majority in the Congress."

Cruz Campaign Manager Jeff Roe, in his statement, said Mr. Trump would be a down-ballot "disaster" who would get "blown out" by either Democratic contender.

"To ensure that we nominate a Republican who can unify the Republican Party and win in November, our campaign will focus its time and resources in Indiana and in turn clear

the path for Gov. Kasich to compete in Oregon and New Mexico, and we would hope that allies of both campaigns would follow our lead."

Mr. Trump, in response, said the Cruz campaign is "in free fall" and criticized Gov. Kasich for having fewer delegates than Sen. Marco Rubio who dropped out of the race more than one month ago.

"This horrible act of desperation, from two campaigns who have totally failed, makes me even more determined, for the good of the Republican Party and our country, to prevail!" Mr. Trump said.

The tight race, in which every delegate Mr. Trump earns could be the last inch he needs to cross the 1,237 delegate threshold, has shifted more importance toward late voting states like Indiana, which heads to the polls May 3.

Indiana has 57 delegates - 30 which go to the state winner, and 27 others allotted to winners by congressional district. Recent polling continues to show Gov. Kasich lagging in Indiana, making Sen. Cruz the more competitive of the two.

An April 20-22 CBS News/YouGov poll found Mr. Trump at 40%, Sen. Cruz at 35% and Gov. Kasich at 20%. An April 18-21 Fox News poll found Mr. Trump (41%) similarly leading Sen. Cruz (33%) and Gov. Kasich (16%). A WTHR/HPI poll showed Mr. Trump at 37%, followed by Sen. Cruz (31%) and Gov. Kasich (22%).

"Due to the fact that the Indiana primary is winner-take-all statewide and by congressional district, keeping Trump from winning a plurality in Indiana is critical to keeping him under 1,237 bound delegates before Cleveland," Mr. Weaver said. "We are very comfortable with our delegate position in Indiana already, and given the current dynamics of the primary there, we will shift our campaign's resources west and give the Cruz campaign a clear path in Indiana."

Tuesday: Recent polls show Gov. Kasich in second in four northeastern states voting this week, while he battles Sen. Cruz in an effort to reach second in Pennsylvania. In addition to the Keystone State, Rhode Island, Connecticut, Maryland and Delaware vote Tuesday.

Recent Pennsylvania polls - from the left-leaning Public Policy Polling, CBS News/YouGov, and NBC/*Wall Street Journal*/Marist - show the governor in third, three or four points behind Sen. Cruz. In those polls, Sen. Cruz lags Mr. Trump by between 18-26 points. An April 21-24 poll from American Research Group showed Mr. Trump at 50%, Sen. Cruz at 23% and Gov. Kasich at 21%.

Rhode Island's recent polls show Gov. Kasich in a distant second. PPP's April 22-24 poll had him at 23%, down 38 points from Mr. Trump's 61% and 10 points above Sen. Cruz. Brown University, in an April 19-21 poll, found Mr. Trump at 38%, followed by Gov. Kasich (25%) and Sen. Cruz (14%).

In other states, PPP's April 22-24 Connecticut poll placed Mr. Trump at 59%, ahead of Gov. Kasich (25%) and Sen. Cruz (13%). An April 21-24 ARG poll of Maryland found Mr. Trump leading Gov. Kasich 55-21%, followed by Sen. Cruz (19%). And in Delaware, the only poll to date, conducted April 17-18 by Gravis, found Mr. Trump at 55%, Gov. Kasich at 18% and Sen. Cruz at 15%.

Vice President: The Kasich campaign recently began vetting potential vice presidential candidates, Gov. Kasich said in a Sunday CBS interview.

Asked whether he plans to unveil the VP candidate prior to the convention in order to make the Kasich ticket more attractive to delegates, Gov. Kasich didn't close the door on the idea.

"These things come quickly and you don't want to have yourself in a position where you've got to pick somebody out of a hat," Gov. Kasich said.

Endorsements: Endorsing Gov. Kasich in recent days were the *Baltimore Sun*, the *Philadelphia Enquirer*, the *Lewistown (Penn.) Sentinel*, and former Pennsylvania U.S. Rep. Melissa Hart. The campaign also expanded its Washington leadership team.

Court Briefs: Pike County Crime Scenes Also Sites Of Marijuana Growing Operations; Cleveland Settles Civil Suit With Family Of Tamir Rice

Three of the four Pike County locations at which law enforcement officials on Friday discovered the bodies of eight individuals housed marijuana growing operations, Attorney General Mike DeWine said at a news conference Sunday.

Mr. DeWine did not say the murders and the marijuana growing operations are linked. He said investigators have not ruled out the possibility that there was more than one killer involved.

He also cautioned that the investigation could be lengthy.

"This was a pre-planned execution of eight individuals. It was a sophisticated operation and those who carried it out were trying to do everything they could do to hinder the investigation and their prosecution," he said at the news conference.

Eighteen pieces of evidence are being analyzed for forensics and ballistics at the Bureau of Criminal Investigation crime lab, five search warrants have been executed, more than 50 people have been interviewed and more than 100 tips have been received about the case, according to Mr. DeWine.

Also over the weekend, the attorney general's office released the names of the victims, all of whom are members of the same family and ranged in age from 16 to 44. On Monday, the attorney general's office released a chart to explain the familial relationships of the victims.

Pike County Sheriff Charles Reader said at the news conference that he has spoken to remaining members of the family and advised them to be armed.

Cincinnati restaurant owner Jeff Ruby is offering a \$25,000 reward for information that results in the arrest and conviction of anyone involved in the killings.

The attorney general's office on Monday also announced that autopsies had been completed on all eight victims.

Anyone with information on the case is asked to call 1-855-BCI-OHIO or the Pike County Sheriff's Office at 740-947-2111.

Rice Settlement: The city of Cleveland and the family of Tamir Rice have reached a settlement in a civil suit over the shooting death of the 12-year-old boy.

The family will receive \$6 million over the course of two years, according to the settlement approved by U.S. District Judge Dan Polster. The settlement will also require the approval of a Cuyahoga County Probate Court judge.

Mr. Rice was killed by Cleveland police officer Timothy Loehmann in November 2014 after receiving reports of someone in a park with a gun. Mr. Rice was wielding a toy gun at the time of the shooting.

A grand jury late last year declined to bring any charges against Mr. Loehmann for the shooting. (See Gongwer Ohio Report, December 28, 2015)

The lack of charges has led some to call for changes to the grand jury process in Ohio in cases of officer-involved shootings. (See Gongwer Ohio Report, January 14, 2016)

A task force created by Ohio Supreme Court Chief Justice Maureen O'Connor to improve public confidence in the system is also exploring the issue. (See Gongwer Ohio Report, April 1, 2016)

In the wake of the settlement, the ACLU of Ohio called for reforms to the criminal justice system.

"Money alone cannot provide justice in the tragic death of this child," Executive Director Christine Link said in a statement. "The web of laws and practices that prevent accountability for police misconduct needs to be taken apart and replaced with concrete solutions to eliminate racial bias in the justice system. Merely paying for police misconduct without addressing the deeper issues will allow this behavior to continue year after year."

Agency Briefs: Auditor Says Village Of Lincoln Heights Doesn't Qualify For Fiscal Distress; ODH; EPA; CSRAB; BMV; MHAS

The Village of Lincoln Heights in Hamilton County doesn't meet the standards for fiscal distress status, State Auditor Dave Yost announced Monday.

Auditor Yost sent a team of auditors to the community April 21, and staff will continue to work in the village as part of its regularly scheduled financial audit.

The village did not meet the conditions for any of the three levels of fiscal distress - fiscal caution, fiscal watch or fiscal emergency - because it is current on pension obligations and its payables, including obligations to the Hamilton County Sheriff's Office, are within 30 days of being paid, according to the auditor's office.

"While the village's budget continues to be tighter than two coats of paint, it's paying its bills," Auditor Yost said in a statement. "The village doesn't meet the standards for any type of fiscal distress oversight. We have been and remain concerned about its fiscal health and will continue to monitor the situation."

Health: The Centers for Disease Control and Prevention issued guidance for outdoor workers, mosquito control workers and business travelers to prevent exposure to the Zika virus, according to ODH.

Ohio has 10 confirmed cases of Zika involving people who returned from affected countries.

For outdoor workers, the CDC recommends workers use insect repellants, wear clothing that covers hands, arms, legs and other exposed skin and get rid of sources of standing water whenever possible. For mosquito control workers, the CDC also recommends they use protection to reduce exposure to hazardous chemicals.

Employers should consider giving business travelers flexibility when traveling to areas with active Zika transmission. The CDC also recommended that pregnant women not travel to any affected area, and that people who return to the U.S. from affected areas try to avoid mosquito bites for three weeks to prevent passing the virus to domestic mosquitoes.

"Workers who are exposed on the job to mosquitoes or the blood or other body fluids of infected individuals may be at risk for occupationally acquired Zika virus infection," ODH Medical Director Dr. Mary DiOrio said in a statement.

ODH will hold a workshop Tuesday to help local health departments and others prepare for mosquito season. The workshop will focus on monitoring and controlling mosquitoes who carry diseases such as Zika and West Nile Virus.

Ohio EPA: The EPA awarded grants totaling more than \$1.6 million to local governments to strengthen recycling and litter prevention efforts. The grants are designed to help expand curbside recycling programs and support infrastructure for recovery facilities.

Grant communities must commit to 50% matching funds.

The EPA also awarded grants for two projects to help companies develop markets for reusing scrap tires.

The agency awarded \$350,000 to Liberty Tire Services of Ohio LLC, in partnership with Jackson Township, to purchase scrap tire processing equipment. A \$50,000 grant went to the Cuyahoga County Soil and Water Conservation District and the St. Clair Superior Development Corporation to buy processing equipment to create geo cells made of scrap tire material.

Ohio Statehouse: The Capitol Square Review and Advisory Board will mark the 151st anniversary of the repose of President Abraham Lincoln's body in the Statehouse Friday with an event involving a group of Civil War reenactors who will provide an honor guard for a replica of the president's casket.

The event will take place in the rotunda from 10 a.m. to 3 p.m. The 1st Ohio Light Artillery, Battery A reenactors will also hold a Civil War encampment on the grounds of the Statehouse, including cannon firings every half hour.

Bureau of Motor Vehicles: The BMV unveiled a new specialty license plate for female veterans, which was available starting Monday.

The plate is available for any woman currently serving or retired from the Marine Corps, Navy, Army, Air Force and Coast Guard.

"We are proud of these brave women who have served our country, and are pleased that Ohioans can now honor them by displaying the new special plate on their vehicle," BMV Registrar Don Petit said in a statement.

More than 67,000 female veterans live in Ohio. The new plate is one of 40 military-related specialty plates.

"Ohio's women veterans are groundbreakers," said Department of Veterans Services Director Chip Tansill, "They have served with distinction in every war and we thank them for their role in preserving and protecting our freedom."

Mental Health and Addiction Services: Director Tracy Plouck testified before a public hearing of the U.S. Senate Committee on Homeland Security and Governmental Affairs Friday in Cleveland. The hearing was focused on the impact of the opioid epidemic in Ohio, and included Sens. Rob Portman (R-Terrace Park) and Sherrod Brown (D-Avon).

Director Plouck joined Attorney General Mike DeWine and others in testifying about the battle against opioid addiction.

Capitol Scene: Willoughby Moves To AMP; SEIU, Boich Promote

Charles Willoughby, who most recently worked as director of energy and environmental policy at the Ohio Chamber of Commerce, has been named director of government affairs for American Municipal Power, Inc.

In the new role, Mr. Willoughby will be the primary Statehouse contact for AMP and the Ohio Municipal Electric Association.

"Charles will work closely with AMP and the Ohio Municipal Electric Association (OMEA) on behalf of our member utilities," said Michael Beirne, vice president of external affairs. "The issues confronting Ohio's municipal electric systems are many and often complex. His background and knowledge will be a great asset to the organizations and our members."

Before joining the Chamber, he was a government affairs consultant to the Industrial Energy Users - Ohio and was policy and legislative liaison for Ohio Attorney General Mike DeWine. He also held staff positions for Rep. Kirk Schuring (R-Canton) when he served in the Senate, and for former Rep. Courtney Combs.

Mr. Willoughby is a graduate of Miami University.

Service Employee Union: SEIU District 1199 announced that Anthony Caldwell has been named director for public affairs.

"We are pleased to announce Anthony Caldwell as our new Director of Public Affairs for SEIU District 1199 WV/KY/OH," president Becky Williams said. "Anthony has spent his career dedicated to improving the lives of working people and working to achieve greater social and economic justice. Caldwell's experience in communications and politics matched with his depth of knowledge of the legislature have prepared him to lead in this important role."

The group is the health care and social service union for West Virginia, Kentucky and Ohio, representing almost 29,000 workers.

Boich: The Boich Companies announced that Mathew T. Evans has been named the firm's president.

In the new position, Mr. Evans will take an increased leadership role as the company continues to diversify in energy markets.

"Obviously, the energy mix in this country has and will be seeing significant changes," Mr. Evans said. "I look forward to helping the company further evolve as we move into the future."

Before the promotion, Mr. Evans was president of external relations for Boich Companies. He joined the company in 2001, and leads the company's government affairs activities at state and federal levels.

Mr. Evans is a former Ohio Senate aide who also worked for former Gov. George V. Voinovich. He also spent five years working in legislative and regulatory affairs for Cinergy, now known as Duke Energy. He is a graduate of Ohio University.

Supplemental Agency Calendar

Tuesday, April 26

Racing Commission, 77 South High St., Room West B & C - 31st Floor, Columbus, 10 a.m.

Thursday, April 28

State Board of Education, Ohio Department of Education, 25 South Front Street, Columbus, 9:30 a.m.

Ethics Commission, 126 S. State St., Meeting Room A, Westerville, 12 p.m. (Advisory Committee)

EMIS Advisory Board, Statehouse Rm. 116, Columbus, 1 p.m.

Friday, April 29

Accountancy Board, Rm. West B&C, 31st Fl., 77 S. High St., Columbus, 10 a.m.

Thursday, May 5

Ethics Commission, 30 West Spring Street, Meeting Room 2, 2nd Fl., Columbus, 11:30 a.m.

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House Activity for Monday, April 25, 2016

INTRODUCED

HB 529 ■ **FIREARMS (Retherford, W., Hagan, C.)** To provide for firearms training for tactical medical professionals; to permit such a professional who has received that training or comparable training and who is authorized to carry firearms by the law enforcement agency the professional is serving to carry firearms while on duty in the same manner, to the same extent, in the same areas, and subject to the same potential for civil and criminal liability as a law enforcement officer of the agency; and to grant such a professional, while on duty in that capacity, the same right to carry a concealed handgun in this state as a person who was issued a concealed handgun license. Am. 109.71, 109.73, 109.75, 109.79, 109.801, and 2923.126 and to enact sections 109.748 and 109.771

HB 530 ■ **CHILD CARE CENTERS (Retherford, W.)** To provide for the licensure of sick-child care centers. Am. 5104.01, 5104.015, and 5104.99 and to enact sections 5104.0113, 5104.15, 5104.16, and 5104.17

HB 531 ■ **MILEAGE REIMBURSEMENTS (Hill, B.)** To require townships to provide mileage reimbursement to a member of a board of township trustees and to a township fiscal officer for travel within the township that is necessary in the performance of the member's or fiscal officer's duties. Am. 505.242 and 507.091

HB 532 ■ **REAL ESTATE SALES (Smith, R.)** Relating to real estate brokers and salespersons. Am. 4735.01, 4735.06, 4735.07, 4735.09, 4735.10, 4735.141, 4735.18, 4735.24, 4735.51, and 4735.65 and to enact sections 1386, 4735.081, 4735.091, and 4735.23

HB 533 ■ **AWARENESS MONTH (Sprague, R.)** To designate the month of May as "Neurofibromatosis Awareness Month." Am. 5.259

HOUSE SPEAKER'S APPOINTMENTS

Commission on Minority Health: Rep. Sykes

Joint Education Oversight Committee of the House of Representatives and Senate: Rep. Patterson as ranking minority member

Medina County Transportation Improvement District Board of Trustees: Rep. Hambley

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Senate Activity for Monday, April 25, 2016

INTRODUCED


SB 318 ■ **DISCRIMINATION (Skindell, M., Tavares, C.)** To prohibit discrimination on the basis of sexual orientation or gender identity or expression, to add mediation to the list of informal methods by which the Ohio Civil Rights Commission must attempt to induce compliance with Ohio's Civil Rights Law before instituting a formal hearing, and to eliminate certain religious exemptions from the Ohio Civil Rights Law. Am. 9.03, 124.93, 125.111, 153.59, 153.591, 340.12, 511.03, 717.01, 1501.012, 1751.18, 2927.03, 3113.36, 3301.53, 3304.15, 3304.50, 3314.06, 3332.09, 3721.13, 3905.55, 4111.17, 4112.01, 4112.02, 4112.021, 4112.04, 4112.05, 4112.08, 4117.19, 4735.16, 4735.55, 4757.07, 4758.16, 4765.18, 5104.09, 5107.26, 5123.351, 5126.07, 5165.08, 5515.08, and 5709.832


SB 319 ■ **DRUG REGULATIONS (Eklund, J.)** To revise certain laws regarding the regulation of drugs, the practice of pharmacy, and the provision of addiction services. Am. 2925.61, 2929.14, 2947.231, 3707.56, 3719.121, 3719.21, 4729.06, 4729.071, 4729.16, 4729.18, 4729.19, 4729.38, 4729.51, 4729.54, 4729.541, 4729.55, 4729.571, 4729.60, 4729.68, 4729.99, 4731.22, 4731.94, 4776.02, 4776.04, and 5119.391, to enact sections 3707.58, 3707.59, 4729.10, 4729.40, 4729.45, 4729.513, 4729.514, 4729.553, 4729.90, 4729.901, 4729.902, 4729.91, 4729.92, 4729.921, 4729.93, 4729.94, 4729.95, 4729.96, and 4731.943, and to repeal section 4729.42 of the Revised Code and to amend Sections 331.90 and 331.120 of Am. Sub. H.B. 64 of the 131st General Assembly

SB 320 ■ **RENEWABLE ENERGY (Seitz, B.)** To revise the requirements for renewable energy, energy efficiency, and peak demand reduction, to permit property owners to petition municipal corporations and townships for the purpose of developing and implementing special energy improvement projects, to govern condominium association participation in special improvement districts, to require deployment and permit cost recovery of advanced energy analytics technology by electric distribution utilities, and to revise the law governing net metering service provided by electric utilities and electric services companies. Am. 710.01, 1710.02, 1710.06, 1710.13, 3706.25, 4582.06, 4582.31, 4928.01, 4928.02, 4928.55, 4928.64, 4928.66, 4928.662, 4928.6610, and 4928.67; to recodify section 4928.67 as sections

4928.6711, 4928.6713, 4928.6715, 4928.6717, 4928.6723, and 4928.6725;
and to enact sections 1710.20, 1710.21, 1710.22, 1710.24, 1710.241,
1710.26, 1710.28, 3745.28, 4928.41, 4928.6620, 4928.6621, 4928.671,
4928.672, 4928.673, 4928.676, 4928.677, 4928.679, 4928.6719, and
4928.6721

Gongwer Coverage

SR 443  **RAIL CREWS (Skindell, M.)** To support the Federal Railroad Administration's proposed rule requiring trains operated in the United States to have at least a two-person crew.

SCR 20  **AGRICULTURAL TECHNOLOGY (Peterson, B.)** To support the use of science-based data to assess the impacts and regulation of modern agricultural technologies, and to oppose federal, state, or local legislative or regulatory actions that are not based on sound science and that may result in unnecessary restrictions on the use of modern agricultural technologies.

SENATE PRESIDENT'S APPOINTMENTS

Joint Legislative Task Force on Department of Transportation Issues: Appoint Sen. LaRose to replace Sen. Manning

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Click the  after a bill number to create a saved search and email alert for that bill.

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Daily Activity Planner for Tuesday, April 26

Legislative Committees

House Ways & Means (Committee Record) (Chr. McClain, J., 644-6265), Rm. 121, 9:30 a.m.

- SB 172** ■ **BULLION TAXES** (Jordan, K.) To exempt from sales and use taxes the sale or use of investment metal bullion and coins. (3rd Hearing-All testimony-Possible amendments & vote)
- HB 473** ■ **TAX POLICY** (Amstutz, R.) To require voter approval before a county may levy a new utilities services tax, to allow small businesses to count employees of related or affiliated entities towards satisfying the employment criteria of the business investment tax credit, to permit a bad debt refund for cigarette and tobacco product excise taxes paid when a purchaser fails to pay a dealer for the cigarettes or tobacco products and the unpaid amount is charged off as uncollectible by the dealer, and to allow vendors to receive a refund of sales taxes remitted for bad debts on private label credit cards when the debt is charged off as uncollectible by the credit card lender. (1st Hearing-Sponsor)
- HB 297** ■ **TAX CREDIT** (Hill, B.) To authorize a refundable income tax credit for current livestock owners who invest in a manure storage or treatment facility or acquire manure application equipment or manure handling and transportation equipment. (3rd Hearing-All testimony)

House Education (Committee Record) (Chr. Brenner, A., 466-6711), Rm. 017, overflow in 018, 9:30 a.m.

- Presentation from the Ohio Department of Education on value-added.

- HB 524** ■ **SCHOOL RATINGS** (Cupp, R., Smith, R.) To review the value-added progress dimension measure used for purposes of state report card ratings for school districts and schools. (1st Hearing-Sponsor)
- HB 487** ■ **BILITERACY** (LaTourette, S., Roegner, K.) To require the State Board of Education to establish the state Seal of Biliteracy to be attached or affixed to the high school transcripts of qualifying students. (1st Hearing-Sponsor)
- HB 481** ■ **STUDENT ENROLLMENT** (Thompson, A., Koehler, K.) To revise the requirements regarding student enrollment reporting for public schools, mandatory student withdrawal policies, and scholarship program eligibility relative to students who choose not to take state assessments during the 2015-2016 school year and to declare an emergency. (1st Hearing-Sponsor)
- HB 137** ■ **ORGAN DONATION** (Grossman, C., Phillips, D.) To require the health curriculum of each school district to include instruction on the positive effects of organ and tissue donation. (4th Hearing-Possible vote)

Senate State & Local Government (Committee Record) (Chr. Uecker, J., 466-8082), North Hearing Rm., 9:45 a.m.

SB 220 **DEFERRED COMPENSATION (Hottinger, J.)** To authorize the Ohio Public Employees Deferred Compensation Board and local governments to establish designated Roth account features and other tax-deferred or nontax-deferred features permitted for government deferred compensation plans. (4th Hearing-All testimony)

HB 359 **ADDRESS CONFIDENTIALITY (Duffey, M., Gonzales, A.)** To create an address confidentiality program for victims of domestic violence, menacing by stalking, human trafficking, trafficking in persons, rape, or sexual battery. (2nd Hearing-Proponent)

SCR 15 **FEDERALISM (Obhof, L., Faber, K.)** To reassert the principles of federalism found throughout the Constitution of the United States of America and embodied in the Tenth Amendment, to notify Congress to limit and end certain mandates, and to insist that federal legislation contravening the Tenth Amendment be prohibited or repealed. (1st Hearing-Sponsor)

HB 240 **CORONER LAW (Huffman, S., Johnson, T.)** To recognize that coroners include medical examiners; to change the qualifications for holding office as a coroner of a charter county; to require, under certain conditions, and to authorize, under other conditions, supplemental compensation for coroners who are forensic pathologists; to revise how the office of coroner is filled when a vacancy cannot be filled by election or appointment; to specify the disposition of a firearm when a person meets death under certain circumstances; to specify who pays for the autopsy of an inmate of a state correctional facility; and to make other changes to the coroners' law. (2nd Hearing-Proponent)

HB 305 **RETIREMENT SYSTEMS (Schuring, K.)** To include new nonteaching employees of The University of Akron as members in the Public Employees Retirement System and to make an appropriation for the University's School Employees Retirement System employer surcharge payments. (2nd Hearing-Proponent)

House Finance (Committee Record) (Chr. Smith, R., 466-1366), Rm. 313, 10 a.m.

SB 310 **CAPITAL APPROPRIATIONS (Oelslager, S.)** To make capital appropriations and changes to the law governing capital projects for the biennium ending June 30, 2018. (1st Hearing-Sponsor-Pending referral)

HB 475 **FILM TAX CREDITS (Schuring, K.)** To authorize motion picture companies to transfer the authority to claim refundable motion picture tax credits to other persons, to adjust how the credit is calculated, to increase the total amount of credits that may be awarded per year, to remove the limit on the maximum credit amount that may be awarded to a motion picture, and to create a job training program for resident film crew members. (1st Hearing-Sponsor)

HB 500 **CASE MANAGEMENT** (Arndt, S.) To revise the Comprehensive Case Management and Employment Program, to establish a case management pilot program, to transfer cash from the Economic Development Program Fund (Fund 5JC0) to the Case Management Pilot Program Fund (Fund 5SK0), and to make an appropriation. (1st Hearing-Sponsor)
Senate Insurance (Committee Record) (**Chr. Hottinger, J., 466-5838**), **South Hearing Rm., 10:30 a.m.**

HB 207 **WORKERS COMPENSATION** (Henne, M., McColley, R.) To allow a state fund employer to have a workers' compensation claim that is likely to be subrogated by a third party paid from the surplus fund account in the state insurance fund rather than charged to the employer's experience (4th Hearing-All testimony-Possible amendments & vote)

SB 273 **CORPORATE GOVERNANCE** (Bacon, K.) To enact the Corporate Governance Annual Disclosure Act. (2nd Hearing-Proponent)

~~Canceled: House Session~~ (**Chr. Rosenberger, C., 466-3357**), **House Chamber, 11 a.m.**

- **If needed**

~~Canceled: Senate Rules & Reference~~ (Committee Record) (**Chr. Faber, K., 466-7584**), **Majority Conf. Rm., 11 a.m.**

Senate Agriculture (Committee Record) (**Chr. Hite, C., 466-8150**), **North Hearing Rm., 11 a.m.**

HB 178 **WINE SALES** (Manning, N.) To establish the F-10 liquor permit to authorize certain A-2 permit holders to sell Ohio wines at farmers markets. (2nd Hearing-All testimony)

HB 342 **WINERY PERMITS** (Young, R.) To create the Ohio Farm Winery Permit. (2nd Hearing-All testimony)

HB 187 **ANIMAL TREATMENT** (Ginter, T.) To authorize specified emergency personnel to provide certain emergency medical services to an injured dog or cat. (2nd Hearing-All testimony)

SB 151 **DOGS LAW** (Beagle, B.) To revise provisions of the Dogs Law governing nuisance, dangerous, and vicious dogs, to revise enforcement of that Law, and to establish a notification process regarding complaints of certain violations of that Law. (3rd Hearing-All testimony)

HB 60 **COMPANION ANIMAL ABUSE** (Hall, D., Patmon, B.) To revise provisions and penalties regarding treatment of companion animals, to revise the definition of "companion animal" in the Offenses Relating to Domestic Animals Law, and to provide a state collaborative effort to assist veterinarians in identifying clients who may use their animals to secure opioids for abuse. (3rd Hearing-All testimony)

Senate Financial Institutions (Committee Record) (**Chr. Hughes, J., 466-5981**), **Finance Hearing Rm., 11:15 a.m.**

- **Confirmation hearing on governor's appointments of John Brown, and Jordan Miller, Jr., Banking Commission and Fred DeBiasi, Jr., Savings and Loan Association and Savings Bank Board.**

HB 317 **IDENTITY THEFT** (Maag, R.) To enable the parents or guardian of a protected consumer to freeze that consumer's credit to protect the consumer from identity theft. (2nd Hearing-Proponent)

HB 303 **DEED PROGRAM** (Dever, J., McColley, R.) To create the D.O.L.L.A.R. Deed Program. (3rd Hearing-Opponent)

House Rules & Reference (Committee Record) (**Chr. Amstutz, R., 466-1474**), Rm. 119, 1 p.m.

HB 429 **AUTO TECHNICIANS** (Antani, N., Reineke, B.) Regarding employers of automotive technicians and motor vehicle technicians participating in the Incumbent Workforce Training Voucher Program. (1st Hearing-Possible amendments & vote)

~~Canceled: Senate Session (Chr. Faber, K., 466-4900), Senate Chamber, 1:30 p.m.~~

~~Canceled: Joint Legislative Task Force on Department of Transportation Issues, Joint Legislative Task Force on Department of Transportation Issues (Chr.~~

~~Manning, G., 466-9690, Chr. Grossman, C., 466-9690), TBD, 2 p.m.~~

- **Tentative meeting**

House Financial Institutions, Housing & Urban Development (Committee Record) (**Chr. Terhar, L., 466-8258**), Rm. 113, 2:15 p.m.

HB 418 **SENIOR HOUSING** (Barnes, J.) To enact the "Senior Housing Relief Act" to prohibit the sale of delinquent property tax certificates for homesteads owned for at least 20 years by a person aged 65 or older. (2nd Hearing-Proponent-Possible substitute)

HB 463 **MORTGAGE FORECLOSURES** (Dever, J.) To establish expedited actions to foreclose mortgages on vacant and abandoned residential properties, to permit private selling officers to conduct judicial and execution sales of real property, to state the intent of the General Assembly regarding mortgage foreclosure actions, to revise the Commercial Paper Law relating to mortgages and lost instruments, and to make other changes relative to foreclosure actions. (3rd Hearing-All testimony-Possible amendments)

House Energy & Natural Resources (Committee Record) (**Chr. Landis, A., 466-8035**), Rm. 017, 2:30 p.m.

HB 512 **WATER SYSTEMS** (Ginter, T.) To establish requirements governing lead and copper testing for community and nontransient noncommunity water systems, to revise the law governing lead contamination from plumbing fixtures, to make appropriations to the Facilities Construction Commission for purposes of providing grants for lead fixture replacement in eligible schools, and to revise the laws governing the Water Pollution Control Loan and

Drinking Water Assistance Funds. (1st Hearing-Sponsor & proponent-
Pending referral)

House Government Accountability & Oversight (Committee Record) (Chr. Brown, T.,
466-8104), Rm. 121, 2:30 p.m.

HJR 6 **TERRORIST NATIONS** (Johnson, T.) Proposing to enact Section 18 of
Article VIII of the Constitution of the State of Ohio to prohibit state agencies
and the state's public retirement systems from contracting with and investing
in companies with certain business operations in countries designated as
state sponsors of terrorism and to require state agencies and public
retirement systems to divest investments from such companies. (2nd
Hearing-Proponent)

SB 213 **COSMETOLOGY LAW** (Jordan, K., Tavares, C.) To make changes to the
Cosmetology Licensing Law. (2nd Hearing-All testimony)

HB 471 **COMMISSION ELIMINATION** (Brown, T.) To formally abolish certain
boards and commissions that have completed their work and to abolish the
Compact with Ohio Cities Task Force. (2nd Hearing-Proponent)

HB 476 **STATE CONTRACTING** (Schuring, K.) To prohibit a state agency from
contracting with a company that is boycotting Israel or disinvesting from
Israel. (2nd Hearing-Proponent)

HB 504 **PUBLIC RECORDS** (Schuring, K.) To generally protect a private, nonprofit
institution of higher education from liability for a breach of confidentiality or
other claim that arises from the institution's disclosure of public records. (2nd
Hearing-Proponent)

House Select Committee on Medical Marijuana (Chr. Schuring, K., 752-2438), Rm.
313, 3 p.m.

HB 523 **MEDICAL MARIJUANA** (Huffman, S.) To authorize the use of marijuana
for medical purposes and to establish the Medical Marijuana Control
Program. (4th Hearing-All testimony)

Senate Finance (Committee Record) (Chr. Oelslager, S., 466-0626), Finance Hearing
Rm., 3 p.m.

- Confirmation hearing on governor's appointments of Susan Block, Ohio Arts
Council; Phil Collins, University of Cincinnati Board of Trustees; Michael
Flowers, Minority Development Financing Advisory Board; Will Lucas,
University of Toledo Board of Trustees; John Martin, Ohio Higher Educational
Facility Commission and William Scala and Joseph Gingo, University of Akron
Board of Trustees

HB 50 **ADOPTION ASSISTANCE** (Pelanda, D., Grossman, C.) To extend the age
for which a person is eligible for federal foster care and adoption assistance
payments under Title IV-E to age twenty-one, to provide a ward's bill of rights,
to require that a guardian receive the Ohio Guardianship Guide, and to make
an appropriation. (1st Hearing-Sponsor)

- SB 267** **VEHICLE FUELS** (Seitz, B., Peterson, B.) To create the Gaseous Fuel Vehicle Conversion Program, to allow a credit against the income or commercial activity tax for the purchase or conversion of an alternative fuel vehicle, to apply the motor fuel tax to the distribution or sale of compressed natural gas, to authorize a temporary, partial motor fuel tax exemption for sales of liquid and compressed natural gas used as motor fuel, and to make an appropriation. (1st Hearing-Sponsor)
- SB 274** **FINANCIAL LITERACY** (Seitz, B.) To require the Chancellor of Higher Education to create the SmartOhio Financial Literacy Pilot Program at the University of Cincinnati to operate for the 2016-2017 school year and to make an appropriation. (1st Hearing-Sponsor)
- SB 298** **COMMUNITY SCHOOL CONTRACTS** (Schiavoni, J.) Regarding community school operator contracts and the operation of Internet- and computer-based community schools. (1st Hearing-Sponsor)
- House Judiciary (Committee Record) (Chr. Butler, J., 644-6008), Rm. 116, 3:30 p.m.**
- HB 268** **HUMAN TRAFFICKING** (Hall, D., Dever, J.) To expand the list of human trafficking-related convictions and delinquency adjudications that may be expunged, to increase the penalties for compelling prostitution and promoting prostitution, and to authorize intervention in lieu of conviction for persons charged with committing an offense while a victim of compelling prostitution. (3rd Hearing-All testimony)
- HB 353** **SEX OFFENDERS** (Ruhl, M.) To require a sheriff to mail a notice to every adult member of a household where a person who is required to register as a sex offender resides informing those household members that the person has committed a sexually oriented offense or a child-victim oriented offense. (3rd Hearing-All testimony)
- HB 439** **VOYEURISM** (Anielski, M.) To include an impaired person as a victim of voyeurism and to include conduct involving an impaired person within the offenses of pandering obscenity involving a minor, pandering sexually oriented matter involving a minor, and illegal use of a minor in a nudity-oriented material or performance. (3rd Hearing-All testimony)
- HB 446** **OVI OFFENSES** (Manning, N.) To specify that the prison term that may be imposed for a third degree felony operating a vehicle while intoxicated ("OVI") offense is a definite period of twelve, eighteen, twenty-four, thirty, thirty-six, forty-two, forty-eight, fifty-four, or sixty months, to add "harmful intoxicant" to the definition of "drug of abuse" for the purposes of commercial driver's licensing law, to allow a person to assert the existing affirmative defense of driving in an emergency with regard to a prosecution for driving under a suspended driver's license under specified laws, and to specify that certain enhanced penalties for speeding violations apply regardless of whether the offender previously has been convicted of or pleaded guilty to speeding. (3rd Hearing-All testimony)

HB 488 **CIVIL LIABILITY (Sprague, R.)** To modify the qualified immunity from civil liability for volunteer health care services provided to indigent and uninsured persons and to permit health care professionals to earn continuing education credit by providing volunteer health care services to indigent and uninsured persons. (1st Hearing-Sponsor)

Sunset Review Committee (Committee Record) (Chr. Brown, T., 466-8104), South Hearing Rm., 3:30 p.m.

- The panel will hear testimony from the Ohio Geographically Referenced Information Program Council, Utility Radiological Safety Board, Backflow Advisory Board, Electrical Safety Inspector Advisory Committee, State Fire Council, Citizen's Advisory Council and Student Tuition Recovery Authority. **House Community & Family Advancement (Committee Record) (Chr. Derickson, T., 644-5094), Rm. 114, 4 p.m.**

HB 493 **CHILD ABUSE REPORTING (Sears, B., Ryan, S.)** To make changes in the child abuse and neglect reporting law. (2nd Hearing-Sponsor & proponent)

HB 63 **CHILD ABUSE REPORTING (Pelanda, D., Grossman, C.)** To require mandatory reporters of child abuse or neglect to notify the county public children services agency when an attorney in fact under a document that purports to grant parental rights requests services from them, to require the agency to investigate the child's placement with the attorney in fact, and to require the agency to file a dependency complaint if it determines that the placement is unsafe for the child. (6th Hearing-All testimony-Possible vote)

Senate Transportation, Commerce & Labor (Committee Record) (Chr. LaRose, F., 466-4823), North Hearing Rm., 4 p.m.

- Confirmation hearing on governor's appointment of Scott Williams, State Fire Commission

SB 315 **TRANSPORTATION FUNDING (Manning, G.)** To make supplemental appropriations related to transportation for the biennium beginning July 1, 2015, and ending June 30, 2017, and to declare an emergency. (1st Hearing-All testimony)

Senate Education (Committee Record) (Chr. Lehner, P., 466-4538), Finance Hearing Rm., 4 p.m.

- The panel will hear a presentation from the Department of Education on the Value Added progress measure and consider the governor's appointment of Robert McDonald Jr. to the State Board of Education

HB 113 **CPR TRAINING (Grossman, C., Manning, N.)** To require instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator as a requirement for high school graduation. (1st Hearing-Sponsor)

HB 425 **RELIGIOUS EXPRESSION (Hayes, B.)** Regarding student religious expression. (1st Hearing-Sponsor)

SB 297 **STUDENT EXPULSIONS (Hughes, J.)** With respect to the expulsion of a student from a school district, community school, or STEM school for

communicating a threat of violence to occur on school grounds. (2nd Hearing-Proponent)

Agency Calendar

Board of Building Appeals, Division of Industrial Compliance, 6606 Tussing Road, Training Room 1, Reynoldsburg, 9 a.m.

Health Services Price Disclosure Study Committee, Lazarus Building, 5th Floor, 141 S. High St., Columbus, 9 a.m.

Minority Development Financing Advisory Board, Rm. East B., 31st Fl., 77 S. High St., Columbus, 10 a.m.

Racing Commission, 77 South High St., Room West B & C - 31st Floor, Columbus, 10 a.m.

Event Planner

League of Women Voters of Ohio's annual Statehouse Day

CFAES Research and Extension Legislative Luncheon (Ohio State University), Statehouse Atrium, Columbus, 11 a.m.

Ohio House Democratic Caucus fundraiser, Rambling House, 310 E. Hudson St., Columbus, 5 p.m., (Sponsor: \$2,500, \$1,000, \$500, \$250 to House Democratic Caucus Fund and/or Committee to Elect Fred Strahorn)

Rep. Barbara Sears (R-Monclova Township) fundraiser, Athletic Club of Columbus - Tally Ho Room, 136 E. Broad Street, Columbus, 5 p.m., (Chair: \$1,000; Sponsor: \$500; Individual: \$350 to Citizens for Sears)

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From: Gongwer News Service
Sent: Friday, June 24, 2016 8:51 AM
To: Zielinski, Justin
Subject: Gongwer News Service Ohio Media Clips



Ohio News & Opinion For June 24, 2016

News

Government administrators aim to go lean at Ohio conference (Associated Press, 6/24/2016)

Inmate walks off job site in Logan (Athens Messenger, 6/24/2016)

Donald Trump finally hires Ohio campaign manager (Cincinnati Enquirer, 6/24/2016)

Hillary Clinton coming to Cincinnati Monday with Elizabeth Warren (Cincinnati Enquirer, 6/24/2016)

Poll: Ohio divided on transgender bathrooms (Cincinnati Enquirer, 6/24/2016)

Judge overturns Cleveland's restrictions on RNC protests: Ohio Politics Roundup (Cleveland Plain Dealer, 6/24/2016)

Ohio Democrats to push package of gay rights bills: What to watch for Friday (Cleveland Plain Dealer, 6/24/2016)

Proposed amendment advocating prayer in Ohio schools rejected on technicality (Cleveland Plain Dealer, 6/24/2016)

Rob Portman to help rehabilitate homes for Habitat for Humanity during Republican National Convention (Cleveland Plain Dealer, 6/24/2016)

Kasich's Democratic pick for PUCO raises Statehouse concerns over 'past activism' (Columbus Business First, 6/24/2016)

Advocates seek return to civility amid caustic campaign (Columbus Dispatch, 6/24/2016)

Campaign veteran Bob Paduchik to lead Trump's Ohio campaign (Columbus Dispatch, 6/24/2016)

Ohio recognized for cutting government red tape, saving money (Columbus Dispatch, 6/24/2016)

Ohioans in poll oppose choice for transgender bathroom use (Columbus Dispatch, 6/24/2016)

State to crack down on drunken boating (Columbus Dispatch, 6/24/2016)

Voters support Ohio library building boom (Dayton Daily News, 6/24/2016)

Advocates call for more civility in election discourse (Toledo Blade, 6/24/2016)

Editorials

Gun violence and GOP inaction (Akron Beacon Journal, 6/24/2016)

Cleveland's onerous restrictions on RNC protests must go: editorial (Cleveland Plain Dealer, 6/24/2016)

Dump Trump effort, revived: Editorial Board Roundtable (Cleveland Plain Dealer, 6/24/2016)

SEIU's \$15 minimum wage issue targets Cleveland for all the wrong reasons: Brent Larkin (Cleveland Plain Dealer, 6/24/2016)

Many owe their lives to Coleman (Columbus Dispatch, 6/24/2016)

Can't 97 senators pass a bill? (Toledo Blade, 6/24/2016)

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From: Blessing, Heather
Sent: Monday, December 5, 2016 2:47 PM
Subject: 2016-12-05 Controlling Board Actions
Attachments: 2016-12-05 Controlling Board Agenda.pdf

Dear Republican Members and Staff:

A list of Controlling Board actions from the Monday, December 5, 2016 meeting is attached and available online (<https://www.ecb.ohio.gov/Public/ShowAgenda.aspx>).

Amended:

- Item #15 (OSU0100852-17: *The Ohio State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$33,000.00 from Fund 7024, ALI C315ET (Research Portal - Project), in FY17, for the Research Portal project in Columbus, Franklin County*) was updated to correct a fund number.

Objections

- Item #1 (AGO0100474 -17: *The Attorney General's Office respectfully requests Controlling Board approval to transfer \$1,309,070.39 in cash and appropriation from Fund 5KM0, ALI 911614, CB Emergency Purposes to Fund R004, ALI 055631 General Holding Account to pay half of the court ordered attorney fees and expenses in the cases of the Northeast Ohio Coalition for the Homeless (NEOCH), et al., v. Husted, et al., and Service Employees International Union (SEIU), Local 1, et al., v. Husted et al.*) – was passed by a vote of 6-1 (with Sen. Coley objecting).

Substitutions

- Rep. Scherer was appointed to serve as designee for Rep. Smith.

All other items were approved without objection. The next meeting of the Controlling Board is scheduled for Monday, December 19, 2016 at 1:30PM in the North Hearing Room of the Statehouse. Please contact me if you have any questions or need of additional information.

Sincerely,
Heather Blessing

Heather N. Blessing, Esq.
Deputy Legal Counsel / Deputy Budget Director
Office of Speaker Clifford A. Rosenberger

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**CONTROLLING BOARD
OHIO OFFICE OF BUDGET AND MANAGEMENT**

December 5, 2016 Agenda

*The meeting of the Controlling Board will be held at 1:30 p.m.,
in the North Hearing Room of the Statehouse Senate Office Building.*

- 1 AGO0100474 -17 The Attorney General's Office respectfully requests Controlling Board approval to transfer \$1,309,070.39 in cash and appropriation from Fund 5KMO, ALI 911614, CB Emergency Purposes to Fund R004, ALI 055631 General Holding Account to pay half of the court ordered attorney fees and expenses in the cases of the Northeast Ohio Coalition for the Homeless (NEOCH), et al., v. Husted, et al., and Service Employees International Union (SEIU), Local 1, et al., v. Husted et al.

- 2 AUD0100032 -17 The Auditor of State's Office respectfully requests Controlling Board approval for a waiver of competitive selection in the total amount of \$188,170, with \$150,536 from Fund 4220, ALI 070602 (Public Audit Expense - Local Govts) and \$37,634 from Fund 1090, ALI 070601 (Public Audit Expense - Intrastate), in FY17, to renew the teammate electronic workpaper software maintenance and support license with Wolters Kluwer Financial Services.

- 3 AUD0100033 -17 The Auditor of State respectfully requests Controlling Board approval for a waiver of competitive selection in the amount of \$222,500.00 from fund 5840, ALI 070603 (Auditor Training Expense), in FY17, to contract with Central Ohio Chapter (COC) Association of Certified Fraud Examiners, Columbus, Franklin County, for co-sponsorship of 2017 Emerging Trends Fraud Conference.

- 4 AUD0100034 -17 The Auditor of State's Office respectfully requests Controlling Board approval to increase appropriation in the amount of \$3,134,000 in fund 6750, ALI 070605 (Uniform Accounting Network), in FY17, to replace computer hardware for the Uniform Accounting Network clients. There are currently 1,935 local governmental entities that use UAN. \$3,134,000 is inclusive of computer hardware, software, installation, data security, and antivirus software.

- 5 UAK0100148 -17 University of Akron respectfully requests Controlling Board approval to release capital appropriation in the amount of \$61,795.00 from Fund 7034, ALI C25000 (Basic Renovations-UAPD Relocation and Renovation) and an agency released competitive opportunity per R.C. 127.162 to contract with DS Architecture, Kent, Portage County, in FY17, to provide professional design services for the Basic Renovation - UAPD Relocation and Renovation project in Akron, Summit.

- 6 BGU0100127 -17 Bowling Green State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$27,151.00 from Fund 7034, ALI C24051 (Campus-wide HVAC Upgrades), in FY17, for the Campus-wide HVAC Upgrades project in Bowling Green, Wood County.

- 7 CCC0100103 -17 Cuyahoga Community College respectfully requests Controlling Board approval to release capital appropriation in the amount of \$59,560.00 from Fund 7034, ALI C37800 (Basic Renovations), in FY17, and agency released competitive opportunity per R.C. 127.162 to contract with CT Consultants , Inc., to provide architectural design services for the Corporate College East Parking Lot Rehabilitation, Eastern Campus, Cuyahoga County.
- 8 ESC0100042 -17 Edison State Community College respectfully requests Controlling Board approval to release capital appropriation in the amount of \$30,250.00 from Fund 7034, ALI C39016 (Roof Replacement), in FY17, for professional design services for the Roof Replacement - West Hall 2nd Floor project in Piqua, Miami County. (Project #ESC1700004)
- 9 ESC0100043 -17 Edison State Community College respectfully requests Controlling Board approval to release capital appropriation in the amount of \$19,700.00 from Fund 7034, ALI C39019 (Parking Lot Resurfacing), in FY17, for professional design services for the Parking Lot Resurfacing - Lot #1 project in Piqua, Miami County. (Project #ESC1700005)
- 10 LOR0100035 -17 Lorain County Community College respectfully requests Controlling Board approval to transfer capital appropriation in the amount of \$150,000.00 from Fund 7034, ALI C38311 (Workforce Based Training & Equipment) to Cuyahoga Community College's Fund 7034, ALI C37805 (Workforce Based Training & Equipment), and to release capital appropriation in the amount of \$150,000.00 from Fund 7034, ALI C38311 (Workforce Based Training & Equipment), in FY17, to purchase equipment for the RAPIDS Workforce Based Training and Equipment Program in Elyria, Lorain County.
- 11 OHU0100312 -17 Ohio University respectfully requests Controlling Board approval to transfer capital appropriation in the amount of \$160,740.62, which includes previously released capital appropriation in the amount of \$46,644.72, from Fund 7034, ALI C30120 (Herrold Hall Renov - Lancaster), to Fund 7034, ALI C30074 (Basic Renovations-Lancaster), and to release capital appropriation in the amount of \$24,799.00 from Fund 7034, ALI C30074 (Basic Renovations-Lancaster), in FY17, for the design phase of the Herrold Hall Roof Project at Ohio University's Lancaster Campus, Fairfield County.
- 12 OHU0100313 -17 Ohio University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$836,750.00 from Fund 7034, ALI C30025 (Southeast Library Warehouse), in FY17, for the construction phase of the Southeast Library Warehouse project in Athens, Athens County.
- 13 OSU0100849 -17 The Ohio State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$3,255,800.00 from Fund 7034, ALI C315DQ (Elevator Safety Repair and Replacements), in FY17, for the Elevator Safety Repair and Replacements project in Columbus, Ohio, Franklin County.
- 14 OSU0100850 -17 The Ohio State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$321,281.12 from Fund 7034, ALI C315X2 (Integrated Tech Infrastructure), in FY17, for the Integrated Tech Infrastructure project in Columbus, Franklin County.

- 15 OSU0100852 -17 The Ohio State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$33,000.00 from Fund 7034, ALI C315ES (Research Portal - Project), in FY17, for the Research Portal project in Columbus, Franklin County.
- 16 UTO0100230 -17 University of Toledo respectfully requests Controlling Board approval to release capital appropriation in the amount of \$2,769,242.26 from Fund 7034, ALI C34068 (Academic Technology and Renovation), in FY17, for the Academic Technology and Renovation project in Toledo, Lucas County.
- 17 WSU0100183 -17 Wright State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$249,982.70 from Fund 7034, ALI C27570 (Envelope Repairs), in FY17, for the Envelope Repairs project in Fairborn, Greene County.
- 18 WSU0100184 -17 Wright State University respectfully requests Controlling Board approval to release capital appropriation in the amount of \$225,500.00 from Fund 7034, ALI C27559 (Progressive Agricultural Convention and Educational (PACE) Center), in FY17, which include an agency released competitive opportunity to contract with SPGB Architects, Dublin, Franklin Co., for the Progressive Agricultural Convention & Educational Center project in Celina, Mercer County.
- 19 BOR0100368 -17 The Department of Higher Education respectfully requests Controlling Board approval to transfer capital appropriation in the amount of \$750,000.00 from Fund 7034, ALI C23530 (Technology Initiatives) to The Ohio State University Fund 7034, ALI C315X2 (Integrated Tech Infrastructure), in FY17, for Integrated Technology Infrastructure Projects in Columbus, Franklin County.
- 20 BOR0100369 -17 The Ohio Department of Higher Education respectfully requests Controlling Board approval to transfer capital appropriation in the amount of \$33,000.00 from Fund 7034, ALI C23551 (Research Portal) to The Ohio State University ALI C315ES (Research Portal Project), in FY17, for the Research Portal project in Columbus, Franklin County.
- 21 ADJ0100400 -17 The Adjutant General's Department respectfully requests Controlling Board approval to release capital appropriations in the amount of \$40,082.06, which is comprised of \$30,061.55 from fund 3420, ALI C74537 (Basic Renovations) and \$10,020.52 from fund 7026, C74535 (Renovations Projects) to execute the window and door Replacement Project at Building 943 of the Rickenbacker Army Enclave in Franklin County.
- 22 ADJ0100401 -17 The Adjutant General's Department respectfully requests Controlling Board approval to release capital appropriations in the amount of \$71,729.00, which is comprised of \$53,796.75 from fund 3420, ALI C74537 (Basic Renovations) and \$17,932.25 from fund 7026, C74535 (Renovations Projects) to execute the Window and Door Replacement Project at Building 944 of the Rickenbacker Army Enclave in Franklin County.

- 23 ADJ0100402 -17 The Adjutant General's Department respectfully requests Controlling Board approval for a waiver of competitive selection in the amount of \$6,000.00 from Fund 3420, ALI 745616 (Army National Guard) in FY17 for Apex Fabrication & Design Inc., Boyertown, PA., to install a new access point entry security gate at the Joint Force Headquarters in Beightler Armory located in Columbus.
- 24 AGR0100285 -17 The Ohio Department of Agriculture respectfully requests Controlling Board approval to release appropriation in the amount of \$249,745.00 from Fund 7057, ALI C70009 (Agricultural Easement), in FY17, which include an agency released competitive selection to purchase an agricultural easement through the following local sponsor: Three Valley Conservation Trust. The total purchase will be for a property in Preble County totaling 448.041 acres.
- 25 DEV0103031 -17 The Development Services Agency respectfully requests Controlling Board approval to release funds in the amount of \$9,000,000 from fund 6460, ALI 195638 (Low- and Moderate-Income Housing Programs), in FY17, to 34 nonprofit agencies through the Supportive Housing Program.
- 26 DEV0103032 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$9,253,200 from Fund 6460, ALI 195638 (Low- and Moderate-Income Housing Programs), in FY17, to 39 nonprofit and local government agencies through the Homeless Crisis Response Program (HCRP).
- 27 DEV0103042 -17 The Development Services Agency respectfully requests Controlling Board approval to release funds in the amount of \$356,800 from fund 6460, ALI 195638 (Low- and Moderate-Income Housing Programs), in FY17, to the Ohio CDC Association (OCDCA) located in the city of Columbus, Franklin County.
- 28 DEV0103043 -17 The Development Services Agency respectfully requests Controlling Board approval to release funds in the amount of \$490,000.00 from Fund 6460, ALI 195638 (Low and Moderate Income Housing Programs), in FY17, to the Coalition on Homelessness and Housing in Ohio (COHHIO), located in the city of Columbus, Franklin County.
- 29 DEV0103044 -17 The Development Services Agency respectfully requests Controlling Board approval to release funds in the amount of \$200,000 from fund 6460, ALI 195638 (Low- and Moderate-Income Housing Programs), in FY17, to Habitat for Humanity of Ohio (Habitat), to construct or rehabilitate single-family homes for low-income families across the state.
- 30 DEV0103046 -17 The Development Services Agency respectfully requests Controlling Board approval to release funds in the amount of \$10,025,073.00 from Fund 6460, ALI 195638, (Low and Moderate Income Housing Programs), in FY17, for the Ohio Housing Finance Agency to administer the Housing Development Assistance Program (HDAP).
- 31 DEV0103049 -17 The Development Services Agency (DSA) respectfully requests Controlling Board approval of a \$500,000 Regional 166 Direct Loan to Thomas Steel, Inc. and co-borrower Thomas Equipment & Leasing LLC, for the purchase of equipment to be located at 305 Elm Street, Bellevue, Ohio 44811 in Huron County (Project Site).

- 32 DEV0103050 -17 The Development Services Agency (DSA) respectfully requests Controlling Board approval of a \$250,000 Regional 166 Direct Loan to T & B Manufacturing Services, LLC for the purchase of equipment to be located at 375 Center Street, Miamiville, Ohio 45147 in Hamilton County (Project Site).
- 33 DEV0103051 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$200,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to The Research Institute at Nationwide Children's Hospital (NCH) located in the City of Columbus, Franklin County, for its Technology Validation and Start-up Fund project.
- 34 DEV0103052 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$37,269.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to Kent State University (KSU) located in the City of Kent, Portage County, for its Technology Validation and Start-up Fund project.
- 35 DEV0103053 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$50,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to University of Toledo (UT) located in the City of Toledo, Lucas County, for its Technology Validation and Start-up Fund project.
- 36 DEV0103054 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$250,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to University of Akron (UA) located in the City of Akron, Summit County, for its Technology Validation and Start-up Fund project.
- 37 DEV0103055 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$500,000.00 from fund 7011, ALI 195687 (Third Frontier Research & Development Projects), in FY17, to The Cleveland Clinic Foundation (CCF) located in the City of Cleveland, Cuyahoga County, for its Technology Validation and Start-up Fund project.
- 38 DEV0103056 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$500,000.00 from fund 7011, ALI 195687 (Third Frontier Research & Development Projects), in FY17, to Case Western Reserve University (CWRU) located in the City of Cleveland, Cuyahoga County, for its Technology Validation and Start-up Fund project.
- 39 DEV0103057 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$500,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to The Ohio State University (OSU) located in the City of Columbus, Franklin County, for its Technology Validation and Start-up Fund project.
- 40 DEV0103058 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$500,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to University of Cincinnati (UC) located in the City of Cincinnati, Hamilton County, for its Technology Validation and Start-up Fund project.

- 41 DEV0103059 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$500,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to UHHS, Inc., (UH) located in the City of Cleveland, Cuyahoga County, for its Technology Validation and Start-up Fund project.
- 42 DEV0103060 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$100,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to GlobalFlyte, Inc., located in the City of Akron, Summit County, for its Technology Validation and Start-up Fund project.
- 43 DEV0103061 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$150,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to ICBM Medical, Inc., located in the City of Cleveland, Cuyahoga County, for its Technology Validation and Start-up Fund project.
- 44 DEV0103062 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$150,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to Med-Compliance IQ, LLC, located in the City of Columbus, Franklin County, for its Technology Validation and Start-up Fund project.
- 45 DEV0103063 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$100,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, to Smart 3D Solutions, located in the City of Akron, Summit County, for its Technology Validation and Start-up Fund project.
- 46 DEV0103064 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$40,000.00 from fund 7011, ALI 195687 (Third Frontier R&D Projects), in FY17, to UHHS, Inc., (UH) located in the City of Cleveland, Cuyahoga County, for its Technology Validation and Start-up Fund project.
- 47 DEV0103065 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$9,207,100.00 from fund 7014, ALI 195692 (R&D Taxable Bond Projects), in FY17, to CincyTech, LLC (CincyTech) located in the City of Cincinnati, Hamilton County, to advance the Entrepreneurial Services Program.
- 48 DEV0103066 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$18,799,086.00 from fund 7014, ALI 195692 (R&D Taxable Bond Projects), in FY17, to JumpStart Inc. (JumpStart) located in the City of Cleveland, Cuyahoga County, to advance the Entrepreneurial Services Program.
- 49 DEV0103067 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$9,170,000.00 from fund 7014, ALI 195692 (R&D Taxable Bond Projects), in FY17, to Rev1 Ventures (Rev1) located in the City of Columbus, Franklin County, to advance the Entrepreneurial Services Program.

- 50 DEV0103068 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$3,595,706.00 from fund 7014, ALI 195692 (R&D Taxable Bond Projects), in FY17, to Ohio University (OU - TechGROWTH) located in the City of Athens, Athens County, to advance the Entrepreneurial Services Program.
- 51 DEV0103071 -17 The Development Services Agency respectfully requests Controlling Board approval to release \$1,000,000.00 from fund 7014, ALI 195692 (Research & Development Taxable Bond Projects), in FY17, for a Commercial Acceleration Loan Fund loan to NaviStone, Inc. located in the City of Cincinnati, Hamilton County, Ohio.
- 52 DEV0103074 -17 The Development Services Agency (DSA) respectfully requests Controlling Board approval of a \$500,000 Regional 166 Direct Loan from fund 7037, 195615 (Facilities Establishment) in FY17, to KDL Properties LLC (KDLP) for the purchase and renovation of real estate located at 2000-2050 South High Street, Columbus, Ohio 43207 in Franklin County (Project Site).
- 53 DEV0103075 -17 The Development Services Agency (DSA) respectfully requests Controlling Board approval of a \$500,000 Regional 166 Direct Loan from fund 7037, 195615 (Facilities Establishment) in FY17, to Arnold Machine, Inc. (AMI) for the purchase machinery & equipment to be located at 19 Heritage Drive, Tiffin, Ohio 44883 in Seneca County (Project Site).
- 54 ETH0100003 -17 The Ohio Ethics Commission (Commission) respectfully requests Controlling Board approval to increase appropriation authority in the amount of \$90,000 in FY 2017 for Fund 4M60, line item 146601 - Operating Expenses.
- 55 DOH0100353 -17 The Ohio Department of Health (ODH) respectfully requests Controlling Board approval to establish appropriation for Fund 5SH0, ALI 440520, Wishes for Sick Children, in the amount of \$150,000 for SFY17.
- 56 DOH0100356 -17 The Ohio Department of Health (ODH) respectfully requests Controlling Board approval to waive competitive selection in the amount of \$12,424.95 from fund GRF, ALI 440451 (Public Health Laboratory) in SFY17 to purchase upgraded Windows 7 compatible analysis software for the operations of sequencing based assays on the Applied Biosystems 3130xl Genetic Analyzer (ABI 3130xl) from Life Technologies Corporation, Carlsbad, CA, for the Public Health Laboratory (PHL).
- 57 DOH0100357 -17 The Ohio Department of Health respectfully requests Controlling Board approval for waiver of competitive selection in the amount of \$72,559.11 from Fund 4730, ALI 440622 (Lab Operating Expense), for SFY17 to purchase newborn screening supplies from Eppendorf North America, Hauppauge, New York, for the Public Health Laboratory (PHL).
- 58 DOH0100358 -17 The Ohio Department of Health (ODH) respectfully requests Controlling Board approval to increase appropriation authority in the amount of \$1,550,000 in SFY17 for Fund 4730, ALI 440622, Lab Operating Expenses for the Newborn Screening Program.

- 59 JFS0100403 -1617 The Ohio Department of Job and Family Services (ODJFS) respectfully requests Controlling Board approval of an amendment to a previously approved contract with Xerox State & Local Solutions, Inc., Fairfax, Virginia, in the amount of \$45,000 in FY17, to add an additional deliverable to provide a monthly outreach service for parents who recently establish paternity for a child and there is not an existing case in the Support Enforcement Tracking System (SETS) and for unmarried mothers who recently had a child in Ohio and paternity is not established with the Centralized Paternity Registry (CPR).
- 60 DMH0100621 -17 The Department of Mental Health & Addiction Services respectfully requests Controlling Board approval to release capital funds in the amount of \$50,000.00 from Fund 7033, ALI C58001 (Community Assistance Projects), in FY17 for Family Recovery Center in Lisbon, Columbiana County, a contract agency of the Columbiana County Mental Health & Recovery Services Board.
- 61 DMH0100622 -17 The Department of Mental Health & Addiction Services respectfully requests Controlling Board approval to release capital funds in the amount of \$100,000.00 from Fund 7033, ALI C58001 (Community Assistance Projects), in FY17 for Mental Health and Recovery for Licking and Knox Counties, in Newark, Licking County, Ohio.
- 62 DMH0100624 -17 The Department of Mental Health & Addiction Services respectfully requests Controlling Board approval to release capital funds in the amount of \$872,555.00 from Fund 7033, ALI C58008 (Emergency Improvements), in FY 17, including an agency released opportunity in the amount of \$812,555.00 for Westfield Electric of Gibsonburg, Ohio, and \$60,000 in contingency, for Project DMH-150012, Transformer and Emergency Generator Replacement at Northwest Ohio Psychiatric Hospital.
- 63 DMH0100625 -17 The Department of Mental Health & Addiction Services respectfully requests Controlling Board approval to release capital funds in the amount of \$490,000 from Fund 7033, ALI C58004, Demolition, and ALI C58000, Hazardous Materials Abatement in FY 17, including an agency released competitive opportunity in the amount of \$447,000.00 for Pro Quality Land Development, Inc. of Campbell, Ohio and \$43,000.00 in contingency, for Project DMH-160015, Building, Tunnel, and Site Demolition at Northcoast Behavioral Health in Northfield, Ohio, Summit County.
- 64 DMH0100626 -17 The Department of Mental Health & Addiction Services respectfully requests Controlling Board approval to release capital funds in the amount of \$150,000.00 from Fund 7033, ALI C58001 (Community Assistance Projects), in FY17 for House of Hope, Inc. in Columbus, Franklin County, a contract agency of the Franklin County Alcohol, Drug Addiction, and Mental Health Board.
- 65 DMR0100376 -17 The Department of Developmental Disabilities respectfully requests Controlling Board approval to waive competitive selection in the amount of \$15,000 for FY17, from Fund 3250, ALI 322612 (Community Social Services Programs), to amend the contract with Shelden & Rush LLC, Morgantown, North Carolina to provide training and technical assistance on evidence based early intervention services within the context of federal Part C of IDEA regulations and intent.

- 66 DMR0100377 -17 The Department of Developmental Disabilities respectfully requests Controlling Board approval for an agency release competitive opportunity in the amount of \$83,200 in FY17 from fund 3A40, ALI 653605 (DC and Residential Services and Support), to contract with Dr. Stuart Bassman, Cincinnati, Hamilton County to provide psychology services to residents of the Southwest Ohio Developmental Center.
- 67 DMR0100382 -17 The Department of Developmental Disabilities respectfully requests Controlling Board approval for a waiver of competitive selection in the amount of \$25,000 from fund 3A40, ALI 653605 (DC and Residential Services and Support), in FY17, to contract with PCA-Corrections, LLC dba Choice Pharmacy, to provide medications necessary to treat individuals at the Cambridge Developmental Center.
- 68 DNR0101168 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital appropriation in the amount of \$1,300,382.55 from Fund 7035, ALI C725B5 (Buckeye Lake Dam Rehabilitation), in FY17, which includes a waiver of competitive selection per O.R.C. 127.16B to amend the contract with ASI Constructors Inc. to provide Construction Manager at Risk professional services at Buckeye Lake State Park located in Millersport, Ohio in Fairfield and Licking Counties.
- 69 DNR0101222 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital appropriations in the amount of \$1,021,046.81 from Fund 7031, ALI C725E5 (Project Planning) and \$1,842,133.19 from Fund 7035, ALI C725E6 (Project Planning), in FY17, for a total of \$2,863,183.00, which include a waiver of competitive selection to amend the owner's agent contract with Hill International, Inc., Philadelphia, PA.
- 70 DNR0101223 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital appropriation in the amount of \$20,608.13 from Fund 7086, ALI C725A7 (Cooperative Grant Funding for Boat Facilities), in FY17, for improvements to the boat ramp at AW Marion State Park located in Circleville, Ohio in Pickaway County.
- 71 DNR0101224 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital funds in the amount of \$878,742.78 from fund 7031, ALI C725N8 (Operations Facility Development), in FY17, to purchase equipment used to support land management operations and protect public health & safety.
- 72 DNR0101226 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital appropriation in the amount of \$8,143,168.40 from Fund 7035, ALI C725R4 (Dam Rehabilitation - Parks), in FY17, for dam spillway improvements at Indian Lake State Park located in Lakeview, Ohio in Logan County.
- This total includes a contingency in the amount of \$740,288.00.
- 73 DNR0101227 -17 The Department of Natural Resources respectfully requests Controlling Board approval to release capital appropriation in the amount of \$307,228.00 from Fund 7035, ALI C725R4 (Dam Rehabilitation - Parks), in FY17, which includes a waiver of competitive selection per O.R.C. 127.16B to amend the contract with Stantec Consulting Services, Inc. to provide design and construction administration services at Indian Lake State Park located in Lakeview, Ohio in Logan County.